

ENGROSSED 2005 ASSEMBLY BILL 100

1 AN ACT relating to: state finances and appropriations, constituting the
2 executive budget act of the 2005 legislature.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1c. 1.13 (3) of the statutes is repealed.

4 SECTION 1r. 13.101 (6) (a) of the statutes, as affected by 2003 Wisconsin Act 64,
5 is amended to read:

6 13.101 (6) (a) As an emergency measure necessitated by decreased state
7 revenues and to prevent the necessity for a state tax on general property, the
8 committee may reduce any appropriation made to any board, commission,
9 department, or the University of Wisconsin System, or to any other state agency or
10 activity, by such amount as it deems feasible, not exceeding 25% of the

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1 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and
2 (cr), ~~and (r)~~, 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and
3 (6) (af), (aq), ~~and (ar)~~, and (au), 20.435 (6) (a) and (7) (da), and 20.445 (3) (a) and (dz)
4 or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any
5 county, city, village, town, or school district. Appropriations of receipts and of a sum
6 sufficient shall for the purposes of this section be regarded as equivalent to the
7 amounts expended under such appropriations in the prior fiscal year which ended
8 June 30. All functions of said state agencies shall be continued in an efficient
9 manner, but because of the uncertainties of the existing situation no public funds
10 should be expended or obligations incurred unless there shall be adequate revenues
11 to meet the expenditures therefor. For such reason the committee may make
12 reductions of such appropriations as in its judgment will secure sound financial
13 operations of the administration for said state agencies and at the same time
14 interfere least with their services and activities.

15 **SECTION 2.** 13.101 (13) of the statutes is repealed.

16 **SECTION 3.** 13.121 (1) of the statutes is amended to read:

17 13.121 (1) CURRENT MEMBER. From the appropriation under s. 20.765 (1) (a) or
18 (b) ~~or (5)~~, each member of the legislature shall be paid, in equal installments, the
19 salary provided under s. 20.923.

20 **SECTION 4.** 13.123 (1) (c) of the statutes is amended to read:

21 13.123 (1) (c) Each member shall certify to the chief clerk of the house in which
22 the member serves, as promptly as may be following the 1st of each month, the
23 number of days during the previous calendar month on which the member was in
24 Madison on legislative business and for which the member seeks the allowance
25 provided by this subsection. Such allowances shall be paid from the appropriation

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1 under s. 20.765 (1) (a) or (b) ~~or (5)~~ within one week after each calendar month; and
2 shall be paid, upon the filing with the department of administration, the chief clerk's
3 affidavit stating the number of days in Madison on legislative business for all
4 members of the chief clerk's house.

5 **SECTION 5.** 13.123 (2) (intro.) of the statutes is amended to read:

6 13.123 **(2)** INTERIM EXPENSES. (intro.) From the appropriation under s. 20.765
7 (1) (a) or (b) ~~or (5)~~, each member of the legislature shall be entitled to an expense
8 allowance for postage and clerical assistance for each full calendar month during
9 which the legislature is in actual session 3 days or less. No allowance is payable to
10 a representative to the assembly unless the speaker of the assembly files with the
11 chief clerk of the assembly a written authorization for the allowance to be paid. No
12 allowance is payable to a senator unless the majority leader of the senate files with
13 the chief clerk of the senate a written authorization for the allowance to be paid. An
14 authorization filed under this subsection becomes effective for the month in which
15 it is filed and continues in effect through the month in which the speaker of the
16 assembly or the majority leader of the senate files a written revocation of the
17 authorization with the chief clerk of the appropriate house. The rate of such
18 allowance shall be as follows:

19 **SECTION 6.** 13.123 (3) (a) of the statutes is amended to read:

20 13.123 **(3)** (a) Any senator authorized by the committee on senate organization
21 to attend a meeting outside the state capital, any representative to the assembly
22 authorized by the committee on assembly organization to attend an out-of-state
23 meeting or authorized by the speaker to attend a meeting within this state outside
24 the state capital, and all members of the legislature required by law, legislative rule,
25 resolution or joint resolution to attend such meetings, shall be paid no additional

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1 compensation for such services but shall be reimbursed for actual and necessary
2 expenses from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~, but no legislator
3 may be reimbursed under this subsection for expenses on any day for which the
4 legislator submits a claim under sub. (1).

5 **SECTION 7.** 13.125 of the statutes is amended to read:

6 **13.125 Chaplains.** The officiating chaplain of the senate and assembly shall
7 be paid such amount as may be established by each house for each day of service from
8 the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~. Payment shall be made on
9 certification by the chief clerk of the senate or of the assembly, respectively, showing
10 the amount to which each chaplain is entitled.

11 **SECTION 8.** 13.14 (2) of the statutes is amended to read:

12 **13.14 (2) FLORAL PIECES.** The senate and assembly may procure floral pieces
13 for deceased or ill members of the legislature and state officers who, in the judgment
14 of the presiding officer and chief clerk, have been identified with the legislative
15 process. Such expenses shall be by voucher, signed by the presiding officer or chief
16 clerk of the respective house, and shall be drawn on the appropriation under s. 20.765
17 (1) (a) or (b) ~~or (5)~~.

18 **SECTION 9.** 13.14 (3) of the statutes is amended to read:

19 **13.14 (3) TRAVEL; LEGISLATIVE PERSONNEL.** The actual and necessary expenses
20 of legislative policy research personnel, assistants to legislators, and research staff
21 assigned to legislative committees incident to attending meetings outside the state
22 capital shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) ~~or~~
23 ~~(5)~~.

24 **SECTION 10.** 13.40 (3) (fm) of the statutes is amended to read:

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1 13.40 (3) (fm) An appropriation for the 2003–05 2005–07 fiscal biennium to
2 make payments to counties, towns, villages, and cities under s. 79.035.

3 **SECTION 10m.** 13.40 (3) (g) of the statutes is amended to read:

4 13.40 (3) (g) An appropriation to make a transfer from the general fund to the
5 ~~budget stabilization~~ taxpayer protection fund under s. 20.875 (1) (a).

6 **SECTION 11.** 13.40 (3) (jm) of the statutes is created to read:

7 13.40 (3) (jm) An appropriation under s. 20.505 (1) (br).

8 **SECTION 12.** 13.40 (3m) (a) of the statutes is repealed.

9 **SECTION 13.** 13.40 (3m) (ae) of the statutes is created to read:

10 13.40 (3m) (ae) In this subsection, an “excluded appropriation” consists of all
11 of the following:

12 1. State operations appropriations for the Board of Regents of the University
13 of Wisconsin System.

14 2. Appropriations for fuel and utility costs.

15 3. An appropriation under s. 20.505 (1) (br).

16 4. An appropriation under s. 20.855 (4) (c) and (cm).

17 **SECTION 14.** 13.40 (3m) (am) of the statutes is amended to read:

18 13.40 (3m) (am) In addition to the ~~limitations~~ limitation under sub. (2) ~~and par.~~
19 (a), the amount appropriated from general purpose revenue for state operations in
20 fiscal year 2005–06 ~~and in fiscal year 2006–07,~~ less any excluded appropriation and
21 excluding the estimated amount to be expended from general purpose revenue for
22 debt service for that fiscal year, may not exceed the amount appropriated from
23 general purpose revenue for state operations in fiscal year 2004–05, less any
24 excluded appropriation and excluding the estimated amount to be expended from

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1 general purpose revenue for debt service for that fiscal year, as shown in the schedule
2 under s. 20.005 (3) published in the 2003–04 Wisconsin Statutes, less \$100,000,000.

3 **SECTION 15.** 13.40 (3m) (b) of the statutes is repealed.

4 **SECTION 15m.** 13.41 of the statutes is created to read:

5 **13.41 Limit on expenditure of general fund revenues; taxpayer**
6 **protection fund balances. (1)** In this section:

7 (a) “Consumer price index” has the meaning given in s. 16.004 (8) (e) 1.

8 (b) “Compensation reserves” has the meaning given in s. 13.40 (1) (ad).

9 (c) “General fund revenues” means the sum of general fund tax receipts,
10 departmental revenues deposited in the general fund without being credited to a
11 program revenue account, and transfers to the general fund from other funds or from
12 program revenue accounts.

13 (d) “General purpose revenue” has the meaning given for “general purpose
14 revenues” in s. 20.001 (2) (a).

15 (e) “Prior year growth in the consumer price index” means the percentage
16 change in the consumer price index between the calendar year in which the
17 preceding fiscal year began and the calendar year in which the 2nd preceding fiscal
18 year began, but not less than zero.

19 (f) “Prior year growth in state population” means the percentage change in the
20 state population, as estimated under s. 16.96, between the calendar year in which
21 the preceding fiscal year began and the calendar year in which the 2nd preceding
22 fiscal year began, but not less than zero.

23 (g) “Program revenue” has the meaning given for “program revenues” in s.
24 20.001 (2) (b).

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1 **(2)** Beginning in fiscal year 2007–08, the sum of appropriations from general
2 purpose revenues, general fund compensation reserves, and transfers to other funds,
3 minus estimated lapses from appropriations of general purpose revenues, as shown
4 under s. 20.005 (1), in each fiscal year may not exceed the amount of the general fund
5 revenues received by the state in the previous fiscal year increased by the sum of the
6 prior year growth in the consumer price index, the prior year growth in state
7 population, and 1 percent. The limitation imposed under this subsection is in
8 addition to the limitation imposed under s. 13.40.

9 **(3)** Any general fund revenues in excess of the amount that may be budgeted
10 for expenditure in any fiscal year under sub. (2) shall be deposited in the taxpayer
11 protection fund at the end of the fiscal year. The amount deposited under this
12 subsection includes any amount that is required to be transferred to the taxpayer
13 protection fund under ss. 13.48 (14) (c), 16.518 (3), 16.72 (4) (b), and 16.848 (5m).

14 **(4)** Moneys in the taxpayer protection fund may only be appropriated upon a
15 recommendation from the governor and an affirmative vote of three–fourths of the
16 members voting in each house of the legislature.

17 **(5)** If the balance in the taxpayer protection fund at the end of any fiscal year
18 exceeds 10 percent of the amount that may be budgeted for expenditure in that fiscal
19 year under sub. (2), the amount in excess of 10 percent of the amount that may be
20 budgeted for expenditure under sub. (2) shall be returned to taxpayers in the
21 following fiscal year through a reduction in state income taxes, in a manner
22 determined by the legislature by law.

23 **SECTION 16.** 13.45 (3) (a) of the statutes is amended to read:

24 13.45 **(3)** (a) For any day for which the legislator does not file a claim under s.
25 13.123 (1), any legislator appointed to serve on a legislative committee or a

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1 committee to which the legislator was appointed by either house or the officers
2 thereof shall be reimbursed from the appropriations under s. 20.765 (1) (a) or (b) or
3 {5} for actual and necessary expenses incurred as a member of the committee.

4 **SECTION 16m.** 13.48 (2) (k) 1. of the statutes is renumbered 13.48 (2) (k).

5 **SECTION 16n.** 13.48 (2) (k) 2. of the statutes is repealed.

6 **SECTION 16p.** 13.48 (7) of the statutes is renumbered 13.48 (7) (a).

7 **SECTION 16r.** 13.48 (7) (b) of the statutes is created to read:

8 13.48 (7) (b) In making recommendations for the long-range state building
9 program in any fiscal biennium under par. (a), the building commission shall seek
10 to recommend that any increase in general fund supported borrowing for the
11 succeeding fiscal biennium not exceed an amount equal to \$480,000,000, adjusted
12 each fiscal biennium by any percentage change in construction costs, as determined
13 by the building commission, and reduced by both of the following:

14 1. Any amount of general fund supported borrowing previously authorized by
15 law, but the obligations for which may not be issued until the succeeding fiscal
16 biennium.

17 2. Any amount of general fund supported borrowing for the succeeding fiscal
18 biennium that is contained in the executive bill or bills introduced under s. 16.47 (1)
19 for the succeeding fiscal biennium.

20 **SECTION 17.** 13.48 (14) (a) of the statutes is amended to read:

21 13.48 (14) (a) In this subsection, “agency” has the meaning given for “state
22 agency” in s. 20.001 (1), except that prior to July 1, 2007, the term does not include
23 the Board of Regents of the University of Wisconsin System.

24 **SECTION 17m.** 13.48 (14) (c) of the statutes is amended to read:

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1 13.48 (14) (c) If there is any outstanding public debt used to finance the
2 acquisition of a building, structure or land or the construction of a building or
3 structure that is sold or leased under par. (b), the building commission shall deposit
4 a sufficient amount of the net proceeds from the sale or lease of the building,
5 structure or land in the bond security and redemption fund under s. 18.09 to repay
6 the principal and pay the interest on the debt, and any premium due upon refunding
7 any of that debt. Except as provided in s. 51.06 (6), if there is no such debt
8 outstanding, or, if the net proceeds exceed the amount required to repay that
9 principal and pay that interest and premium, the building commission shall deposit
10 the net proceeds or remaining net proceeds in the ~~budget stabilization~~ taxpayer
11 protection fund.

12 **SECTION 18.** 13.48 (14) (d) 4. of the statutes is amended to read:

13 13.48 (14) (d) 4. If the commission proposes to sell or transfer a parcel of surplus
14 land having a fair market value of at least \$20,000, the commission shall notify the
15 joint committee on finance in writing of its proposed action. If the cochairpersons of
16 the committee do not notify the commission that the committee has scheduled a
17 meeting for the purpose of reviewing the proposed sale or transfer within 14 working
18 days after the date of the commission's notification, the parcel may be sold or
19 transferred by the commission. If, within 14 working days after the date of the
20 commission's notification, the cochairpersons of the committee notify the
21 commission that the committee has scheduled a meeting for the purpose of reviewing
22 the proposed sale or transfer, the parcel may be sold or transferred under this
23 subdivision only upon approval of the committee. This subdivision does not apply
24 to surplus land that is authorized to be sold under s. 16.848.

25 **SECTION 19.** 13.48 (22) of the statutes is amended to read:

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1 **13.48 (22)** SALE OR LEASE OF CAPITOL AREA LANDS. The building commission may
2 lease or resell lands acquired in the capitol planning area for public or private
3 redevelopment and may set such conditions of sale or lease as it deems necessary to
4 ensure development compatible with the needs of the community and the state. This
5 subsection does not apply to lands that are authorized to be sold under s. 16.848.

6 **SECTION 19e.** 13.48 (25r) of the statutes is created to read:

7 **13.48 (25r)** WISCONSIN INSTITUTE FOR DISCOVERY INITIATIVE. There is created a
8 program, to be known as the Wisconsin Institute for Discovery initiative, for the
9 purpose of providing financial support to attract federal and private funds to
10 construct facilities for biotechnology, nanotechnology, and information technology
11 education and research activities at the University of Wisconsin. Projects financed
12 under the program shall be designed to provide computational and biological
13 sciences education and research facilities, ancillary systems, and supporting
14 infrastructure. Projects shall be financed from the appropriation under s. 20.866 (2)
15 (z) or as otherwise provided in the authorized state building program.

16 **SECTION 19s.** 13.48 (37) of the statutes is created to read:

17 **13.48 (37)** CHILDREN'S RESEARCH INSTITUTE. (a) The legislature finds and
18 determines that there is a critical need for pediatric research to be conducted in the
19 Milwaukee metropolitan area at a unified site and that state support for the
20 construction of a children's research institute at a location that permits
21 interconnection with functionally related facilities of the Medical College of
22 Wisconsin, Inc., will contribute to the advancement of public health in this state. The
23 legislature further finds that pediatric research is a statewide responsibility of
24 statewide dimension. Because it will better ensure that this important
25 responsibility is undertaken in the manner that is most advantageous to the people

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1 of this state, the legislature finds that it will have a direct and immediate effect on
2 a matter of statewide concern for the state to facilitate the construction and operation
3 of a children's research institute.

4 (b) The building commission may authorize up to \$10,000,000 in general fund
5 supported borrowing to make a grant to the Children's Hospital and Health System
6 for construction of a children's research institute in the city of Wauwatosa. Before
7 approving any state funding commitment for the construction of the institute and
8 before awarding the grant, the building commission shall determine that the
9 Children's Hospital and Health System has secured additional funding
10 commitments of at least \$30,000,000 from nonstate revenue sources for construction
11 of the institute.

12 (c) If, for any reason, the facility that is constructed with funds from the grant
13 under par. (b) is not used as a children's research institute in the city of Wauwatosa,
14 or the institute is not operated to conduct pediatric research, the state shall retain
15 an ownership interest in the facility equal to the amount of the state's grant.

16 **SECTION 20.** 13.50 (6) (am) of the statutes is amended to read:

17 13.50 (6) (am) The cochairpersons of the joint survey committee on retirement
18 systems or the cochairpersons of the joint committee on finance, with respect to any
19 bill or amendment specified in par. (a), or the presiding officer of either house of the
20 legislature, with respect to any bill or amendment specified in par. (a) that is pending
21 in his or her house, may make a determination, based on any available information,
22 that the bill or amendment may have a significant fiscal impact on the costs,
23 actuarial balance or goals of the Wisconsin Retirement System and order the
24 attachment of an independent actuarial opinion on such impact. The cochairpersons
25 or presiding officer ordering such an opinion shall direct the staff under sub. (4) to

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1 obtain the opinion. The staff shall make payment for the opinion from the
2 appropriation under s. 20.765 (2) (ab) ~~or (5)~~.

3 **SECTION 21.** 13.56 (2) of the statutes is amended to read:

4 13.56 (2) PARTICIPATION IN CERTAIN PROCEEDINGS. The cochairpersons of the joint
5 committee for review of administrative rules or their designated agents shall accept
6 service made under ss. 227.40 (5) and 806.04 (11). If the committee determines that
7 the legislature should be represented in the proceeding, it shall request the joint
8 committee on legislative organization to designate the legislature's representative
9 for the proceeding. The costs of participation in the proceeding shall be paid equally
10 from the appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the~~
11 ~~appropriation under s. 20.765 (5), if applicable~~, except that such costs incurred by the
12 department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

13 **SECTION 22.** 13.57 (3) of the statutes is amended to read:

14 13.57 (3) All expenses under sub. (1) shall be reimbursed from the
15 appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~.

16 **SECTION 23.** 13.81 (6) of the statutes is amended to read:

17 13.81 (6) REIMBURSEMENT FOR SPECIAL STUDIES. At the end of each fiscal year,
18 the general fund shall be reimbursed, from any other state fund, the amounts
19 actually expended by the joint legislative council under s. 20.765 (3) (e) ~~or (5)~~ for the
20 cost of making and publishing surveys and analyses of activities and policies related
21 to such funds. The council shall bill such state funds at the end of each fiscal year
22 for the costs so incurred, in accordance with cost records maintained by the council.

23 **SECTION 24.** 13.81 (8) of the statutes is amended to read:

24 13.81 (8) CONFERENCE ON LEGISLATIVE PROCEDURES. Following each general
25 election, the joint legislative council shall sponsor a conference to acquaint new

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1 legislators or legislators-elect with legislative procedures. Expenses for the
2 conference shall be paid from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

3 **SECTION 25.** 13.83 (3) (c) 1. of the statutes is amended to read:

4 13.83 (3) (c) 1. The joint legislative council shall pay the expenses incurred by
5 the members appointed under par. (b) 1., in performing their functions on the special
6 committee, from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

7 **SECTION 27.** 13.90 (2) of the statutes is amended to read:

8 13.90 (2) The cochairpersons of the joint committee on legislative organization
9 or their designated agent shall accept service made under s. 806.04 (11). If the
10 committee, the senate organization committee or the assembly organization
11 committee, determines that the legislature should be represented in the proceeding,
12 that committee shall designate the legislature's representative for the proceeding.
13 The costs of participation in the proceeding shall be paid equally from the
14 appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the appropriation~~
15 ~~under s. 20.765 (5), if applicable, except that such costs incurred by the department~~
16 ~~of justice shall be paid from the appropriation under s. 20.455 (1) (d).~~

17 **SECTION 28.** 13.90 (4) of the statutes is amended to read:

18 13.90 (4) The cochairpersons of the joint committee on legislative organization
19 shall authorize payment of fees entitling the legislature to membership in national
20 organizations from the appropriation under s. 20.765 (3) (fa) ~~or (5)~~.

21 **SECTION 30.** 13.93 (2) (k) of the statutes is amended to read:

22 13.93 (2) (k) Pay, from the appropriation under s. 20.765 (3) (a) ~~or (5)~~, the
23 expenses of attendance at meetings of members of the Commission on Uniform State
24 Laws who are appointed by the governor.

25 **SECTION 31.** 13.94 (1m) of the statutes is amended to read:

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1 13.94 **(1m)** INDEPENDENT EXPERTS. The legislative audit bureau may contract
2 for the services of such independent professional or technical experts as deemed
3 necessary to carry out the statutory duties and functions of the bureau within the
4 limits of the amount provided under s. 20.765 (3) (c) ~~or (5)~~; and, in the case of
5 postaudits involving the performance and program accomplishments of a
6 department, shall contract for the services of such subject matter and program
7 specialists from any state or federal agency or public institution of higher learning
8 as deemed necessary by the joint committee on legislative organization.

9 **SECTION 32.** 13.95 (1m) of the statutes is repealed and recreated to read:

10 13.95 **(1m)** DUTIES OF THE BUREAU; BIENNIAL BUDGET BILL. (a) In this subsection,
11 “version of the biennial budget bill or bills” means the executive biennial budget bill
12 or bills, as modified by an amendment offered by the joint committee on finance, as
13 engrossed by the first house, as concurred in and amended by the 2nd house or as
14 nonconcurrent in by the 2nd house, or as reported by any committee on conference.

15 (b) The legislative fiscal bureau shall prepare a statement of estimated general
16 purpose revenue receipts and expenditures in the biennium following the succeeding
17 biennium based on recommendations in each version of the biennial budget bill or
18 bills.

19 **SECTION 32m.** 14.019 (2) of the statutes is amended to read:

20 14.019 **(2)** EFFECT OF APPROPRIATION. Subsection (1) continues to apply to any
21 nonstatutory committee created by the governor even if a part of its expenses is later
22 defrayed from state funds, whether under the general appropriation of s. 20.505 (4)
23 ~~(ba)~~ (1) (ka) or under an appropriation enacted specifically for the purposes of such
24 committee.

25 **SECTION 33.** 14.38 (10) (c) of the statutes is amended to read:

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1 14.38 **(10)** (c) Publish in the official state newspaper within 10 days after the
2 date of publication of an act a notice certifying the number of each act, the number
3 of the bill from which it originated, the date of publication and the relating clause.
4 Each certificate shall also contain a notice of where the full text of each act can be
5 obtained. Costs under this paragraph shall be charged to the appropriation under
6 s. 20.765 (1) (d) ~~or (5)~~.

7 **SECTION 37.** 14.90 (2) of the statutes is amended to read:

8 14.90 **(2)** The members of the commission shall serve without compensation
9 but shall be reimbursed from the appropriation under s. 20.505 (4) ~~(ba)~~ (1) (ka) for
10 actual and necessary expenses incurred in the performance of their duties. The
11 commission has the powers granted and the duties imposed under s. 39.80.

12 **SECTION 38b.** 14.90 (3) of the statutes is amended to read:

13 14.90 **(3)** From the appropriation under s. 20.505 (4) ~~(ba)~~ (1) (ka), the
14 department of administration shall pay the costs of membership in and costs
15 associated with the midwestern higher education compact.

16 **SECTION 40.** 15.01 (2) of the statutes is amended to read:

17 15.01 **(2)** “Commission” means a 3-member governing body in charge of a
18 department or independent agency or of a division or other subunit within a
19 department, except for the Wisconsin waterways commission which shall consist of
20 5 members, and the parole commission which shall consist of 8 members, ~~and the Fox~~
21 ~~River management commission which shall consist of 7 members.~~ A Wisconsin group
22 created for participation in a continuing interstate body, or the interstate body itself,
23 shall be known as a “commission”, but is not a commission for purposes of s. 15.06.
24 The parole commission created under s. 15.145 (1) shall be known as a “commission”,
25 but is not a commission for purposes of s. 15.06. The sentencing commission created

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1 under s. 15.105 (27) shall be known as a “commission” but is not a commission for
2 purposes of s. 15.06 (1) to (4m), (7), and (9).

3 **SECTION 40m.** 15.01 (4) of the statutes is amended to read:

4 15.01 (4) “Council” means a part-time body appointed to function on a
5 continuing basis for the study, and recommendation of solutions and policy
6 alternatives, of the problems arising in a specified functional area of state
7 government, ~~except the Wisconsin land council has the powers specified in s. 16.965~~
8 ~~(3) and (5) and the powers granted to agencies under ch. 227, the Milwaukee River~~
9 ~~revitalization council has the powers and duties specified in s. 23.18, the council on~~
10 ~~physical disabilities has the powers and duties specified in s. 46.29 (1) and (2), and~~
11 ~~the state council on alcohol and other drug abuse has the powers and duties specified~~
12 ~~in s. 14.24.~~

13 **SECTION 41g.** 15.07 (1) (b) 23. of the statutes is created to read:

14 15.07 (1) (b) 23. Cemetery board.

15 **SECTION 41m.** 15.07 (1) (cm) of the statutes is amended to read:

16 15.07 (1) (cm) The term of one member of the ethics board shall expire on each
17 May 1. The terms of 3 members of the development finance board appointed under
18 s. 15.155 (1) (a) 6. shall expire on May 1 of every even-numbered year and the terms
19 of the other 3 members appointed under s. 15.155 (1) (a) 6. shall expire on May 1 of
20 every odd-numbered year. The terms of the 3 members of the land and water
21 conservation board appointed under s. 15.135 (4) (b) 2. shall expire on January 1.
22 The term of the member of the land and water conservation board appointed under
23 s. 15.135 (4) (b) 2m. shall expire on May 1 of an even-numbered year. The terms of
24 members of the real estate board shall expire on July 1. The terms of the appraiser
25 members of the real estate appraisers board and the terms of the auctioneer and

ENGROSSED ASSEMBLY BILL 100**SECTION 41m**

1 auction company representative members of the auctioneer board shall expire on
2 May 1 in an even-numbered year. The terms of the members of the cemetery board
3 shall expire on July 1 in an even-numbered year.

4 **SECTION 41r.** 15.07 (1) (cs) of the statutes is amended to read:

5 15.07 (1) (cs) No member of the auctioneer board, cemetery board, real estate
6 appraisers board, or real estate board may be an officer, director, or employee of a
7 private organization that promotes or furthers any profession or occupation
8 regulated by that board.

9 **SECTION 42m.** 15.07 (2) (k) of the statutes is repealed.

10 **SECTION 44m.** 15.07 (3) (b) of the statutes is amended to read:

11 15.07 (3) (b) Except as provided in par. (bm), each board not covered under par.
12 (a) shall meet annually, and may meet at other times on the call of the chairperson
13 or a majority of its members. The auctioneer board, the cemetery board, the real
14 estate board, and the real estate appraisers board shall also meet on the call of the
15 secretary of regulation and licensing or his or her designee within the department.

16 **SECTION 45g.** 15.07 (3) (bm) 6. of the statutes is created to read:

17 15.07 (3) (bm) 6. The cemetery board shall meet at least 4 times each year.

18 **SECTION 45m.** 15.07 (5) (z) of the statutes is created to read:

19 15.07 (5) (z) Members of the cemetery board, \$25 per day.

20 **SECTION 47.** 15.105 (12) (e) of the statutes is amended to read:

21 15.105 (12) (e) *Executive director.* The board shall appoint an executive director
22 under or outside of the classified service ~~to serve at its pleasure.~~

23 **SECTION 48.** 15.105 (12) (f) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 48**

1 15.105 (12) (f) *Assistance*. The ~~executive director~~ board may request contract
2 with any state agency to provide assistance necessary for the board to fulfill its
3 duties.

4 **SECTION 52.** 15.16 (2) of the statutes is repealed.

5 **SECTION 53m.** 15.225 (3) of the statutes is repealed.

6 **SECTION 54.** 15.345 (5) of the statutes is repealed.

7 **SECTION 55m.** 15.405 (3m) of the statutes is created to read:

8 15.405 (3m) CEMETERY BOARD. (a) In this subsection:

9 1. “Business representative” has the meaning given in s. 452.01 (3k).

10 2. “Licensed cemetery authority” means a cemetery authority that is licensed
11 under s. 440.91 (1).

12 (b) There is created in the department of regulation and licensing a cemetery
13 board consisting of the following members, who shall serve 4–year terms:

14 1. Four members, each of whom is a business representative of a licensed
15 cemetery authority.

16 2. Two public members.

17 (c) No member of the cemetery board may be a business representative of a
18 religious cemetery authority, unless the religious cemetery is regulated by the board.

19 (d) No member of the cemetery board may serve more than 2 terms.

20 **SECTION 56.** 15.495 of the statutes is renumbered 15.945 and amended to read:

21 **15.945 Same; attached board. (1)** EDUCATIONAL APPROVAL BOARD. There is
22 created an educational approval board which is attached to the ~~department of~~
23 ~~veterans affairs~~ technical college system board under s. 15.03. The board shall
24 consist of not more than 7 members, who shall be representatives of state agencies

ENGROSSED ASSEMBLY BILL 100

1 and other persons with a demonstrated interest in educational programs, appointed
2 to serve at the pleasure of the governor.

3 **SECTION 57.** 16.004 (13) of the statutes is repealed.

4 **SECTION 60.** 16.27 (3) (e) 2. of the statutes is repealed.

5 **SECTION 61.** 16.27 (3) (e) 3. of the statutes is amended to read:

6 16.27 **(3)** (e) 3. Except as provided under subd. 6., allocate the balance of funds
7 received under 42 USC 8621 to 8629 in a federal fiscal year, after making the
8 allocations under pars. (c) and (d) and ~~subds. 1. and 2.~~ subd. 1., for the payment of
9 heating assistance or for the payment of crisis assistance under sub. (6).

10 **SECTION 62.** 16.40 (14) of the statutes is amended to read:

11 16.40 **(14)** COMMITTEES. Perform administrative services required to properly
12 account for the finances of committees created by law or executive order. The
13 governor may authorize each committee to make expenditures from the
14 appropriation under s. 20.505 (4) ~~(ba)~~ (1) (ka) not exceeding \$2,000 per fiscal year.
15 The governor shall report such authorized expenditures to the joint committee on
16 finance at the next quarterly meeting of the committee. If the governor desires to
17 authorize expenditures of more than \$2,000 per fiscal year by a committee, the
18 governor shall submit to the joint committee on finance for its approval a complete
19 budget for all expenditures made or to be made by the committee. The budget may
20 cover a period encompassing more than one fiscal year or biennium during the
21 governor's term of office. If the joint committee on finance approves a budget
22 authorizing expenditures of more than \$2,000 per fiscal year by such a committee,
23 the governor may authorize the expenditures to be made within the limits of the
24 appropriation under s. 20.505 (4) ~~(ba)~~ (1) (ka) in accordance with the approved budget
25 during the period covered by the budget. If after the joint committee on finance

ENGROSSED ASSEMBLY BILL 100**SECTION 62**

1 approves a budget for such a committee the governor desires to authorize
2 expenditures in excess of the authorized expenditures under the approved budget,
3 the governor shall submit a modified budget for the committee to the joint committee
4 on finance. If the joint committee on finance approves a modified budget, the
5 governor may authorize additional expenditures to be made within the limits of the
6 appropriation under s. 20.505 (4) ~~(ba)~~ (1) (ka) in accordance with the modified budget
7 during the period covered by the modified budget.

8 **SECTION 62m.** 16.40 (17) of the statutes is amended to read:

9 16.40 (17) INTERSTATE BODIES. Perform administrative services required to
10 properly account for dues and related expenses for state participation in national or
11 regional interstate governmental bodies specified in s. 20.505 (4) ~~(ba)~~ (1) (ka) or
12 determined by the governor.

13 **SECTION 63.** 16.43 of the statutes is amended to read:

14 **16.43 Budget compiled.** The secretary shall compile and submit to the
15 governor or the governor-elect and to each person elected to serve in the legislature
16 during the next biennium, not later than November 20 of each even-numbered year,
17 a compilation giving all of the data required by s. 16.46 to be included in the state
18 budget report, except the recommendations of the governor and the explanation
19 thereof. The secretary shall not include in the compilation any provision for the
20 development or implementation of an information technology development project
21 for an executive branch agency that is not consistent with the strategic plan of the
22 agency, as approved under s. 16.976. The secretary may distribute the budget
23 compilation in printed or optical disk format.

24 **SECTION 64.** 16.45 of the statutes is amended to read:

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1 **16.45 Budget message to legislature.** In each regular session of the
2 legislature, the governor shall deliver the budget message to the 2 houses in joint
3 session assembled. Unless a later date is requested by the governor and approved
4 by the legislature in the form of a joint resolution, the budget message shall be
5 delivered on or before the last Tuesday in January of the odd-numbered year. With
6 the message the governor shall transmit to the legislature, as provided in ss. 16.46
7 and 16.47, the biennial state budget report and the executive budget bill or bills
8 together with suggestions for the best methods for raising the needed revenues. The
9 governor may distribute the biennial state budget report in printed or optical disk
10 format.

11 **SECTION 65.** 16.46 (5m) of the statutes is repealed and recreated to read:

12 **16.46 (5m)** A statement of estimated general purpose revenue receipts and
13 expenditures in the biennium following the succeeding biennium based on
14 recommendations in the budget bill or bills.

15 **SECTION 65m.** 16.465 of the statutes is amended to read:

16 **16.465 ~~Budget stabilization~~ Taxpayer protection fund reallocations.**

17 The secretary may reallocate moneys in the ~~budget stabilization~~ taxpayer protection
18 fund to other funds in the manner provided in s. 20.002 (11). No interest may be
19 assessed to the general fund on account of such a reallocation.

20 **SECTION 66.** 16.50 (1) (b) of the statutes is amended to read:

21 **16.50 (1) (b)** This subsection does not apply to appropriations under ss. 20.255
22 (2) (ac) ~~and (r)~~, 20.835, and 20.865 (4).

23 **SECTION 66m.** 16.50 (7) (b) of the statutes is amended to read:

24 **16.50 (7) (b)** Following such notification, the governor shall submit a bill
25 containing his or her recommendations for correcting the imbalance between

ENGROSSED ASSEMBLY BILL 100**SECTION 66m**

1 projected revenues and authorized expenditures, including a recommendation as to
2 whether moneys should be transferred from the ~~budget stabilization taxpayer~~
3 ~~protection~~ fund to the general fund. If the legislature is not in a floorperiod at the
4 time of the secretary's notification, the governor shall call a special session of the
5 legislature to take up the matter of the projected revenue shortfall and the governor
6 shall submit his or her bill for consideration at that session.

7 **SECTION 67.** 16.505 (3m) of the statutes is repealed.

8 **SECTION 68a.** 16.518 (title) of the statutes is amended to read:

9 **16.518 (title) Transfers to the budget stabilization taxpayer protection**
10 **fund and the cash building projects fund.**

11 **SECTION 68g.** 16.518 (3) (a) of the statutes is amended to read:

12 16.518 (3) (a) Subject to par. (b), if the amount of moneys projected to be
13 deposited in the general fund during the fiscal year that are designated as "Taxes"
14 in the summary is less than the amount of such moneys actually deposited in the
15 general fund during the fiscal year, the secretary shall annually transfer from the
16 general fund to the ~~budget stabilization taxpayer protection~~ fund 50% of the amount
17 calculated under sub. (2).

18 **SECTION 68i.** 16.518 (3) (b) 1. of the statutes is repealed.

19 **SECTION 68j.** 16.518 (3) (b) 2. of the statutes is renumbered 16.518 (3) (b).

20 **SECTION 72.** 16.52 (10) of the statutes is amended to read:

21 16.52 (10) DEPARTMENT OF PUBLIC INSTRUCTION. The provisions of sub. (2) with
22 respect to refunds and sub. (5) (a) with respect to reimbursements for the prior fiscal
23 year shall not apply to the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) and
24 (f).

25 **SECTION 78m.** 16.528 (5) of the statutes is amended to read:

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1 16.528 (5) REPORTS OF INTEREST PAID. Annually before October 1, each agency
2 shall report to the department the number of times in the previous fiscal year the
3 agency paid interest under this section, the total amount of interest paid and the
4 reasons why interest payments were not avoided by making timely payment. This
5 subsection does not apply to the Board of Regents of the University of Wisconsin
6 System.

7 **SECTION 79.** 16.529 of the statutes is repealed and recreated to read:

8 **16.529 Lapses and fund transfers relating to unfunded retirement**
9 **liability debt service. (1)** The definitions in s. 20.001 are applicable in this section,
10 except that “state agency” does not include the department of employee trust funds
11 or the investment board.

12 **(2)** Beginning in the 2007–09 fiscal biennium, during each fiscal biennium the
13 secretary shall lapse to the general fund or transfer to the general fund from each
14 state agency appropriation specified in sub. (3) an amount equal to that portion of
15 the total amount of principal and interest to be paid on obligations issued under s.
16 16.527 during the fiscal biennium that is allocable to the appropriation, as
17 determined under sub. (3).

18 **(3)** The secretary shall determine the amounts of the allocations required
19 under sub. (2) as follows:

20 (a) The secretary shall first determine the total amount of Wisconsin
21 retirement system contributions that are to be paid by the state under s. 40.05 during
22 the fiscal biennium.

23 (b) The secretary shall then determine the percentage of the total amount
24 determined under par. (a) that is allocable to each state agency appropriation from
25 which Wisconsin retirement system contributions under s. 40.05 are paid. The

ENGROSSED ASSEMBLY BILL 100**SECTION 79**

1 secretary shall exclude from this determination any appropriation from which a
2 lapse or transfer to pay any principal or interest amount on obligations issued under
3 s. 16.527 would violate a condition imposed by the federal government on the
4 expenditure of the moneys or if the lapse or transfer would violate the federal or state
5 constitution.

6 (c) For each appropriation identified under par. (b), the secretary shall then
7 apply the percentage calculated under par. (b) to the total amount of principal and
8 interest to be paid during the fiscal biennium on obligations issued under s. 16.527.
9 This amount is the portion of the total amount of principal and interest paid on the
10 obligations during that fiscal biennium that is allocable to each appropriation.

11 **SECTION 80.** 16.54 (2) (b) of the statutes is amended to read:

12 16.54 (2) (b) Upon presentation by the department to the joint committee on
13 finance of alternatives to the provisions under s. 16.27, the joint committee on
14 finance may revise the eligibility criteria under s. 16.27 (5), or benefit payments
15 under s. 16.27 (6) ~~or the amount allocated for crises under s. 16.27 (3) (e) 2.,~~ and the
16 department shall implement those revisions. Benefits or eligibility criteria so
17 revised shall take into account and be consistent with the requirements of federal
18 regulations promulgated under 42 USC 8621 to 8629. If funds received under 42
19 USC 8621 to 8629 in a federal fiscal year total less than 90% of the amount received
20 in the previous federal fiscal year, the department shall submit to the joint committee
21 on finance a plan for expenditure of the funds. The department may not use the funds
22 unless the committee approves the plan.

23 **SECTION 81.** 16.56 of the statutes is created to read:

24 **16.56 Grain inspection funding.** On June 30 of each fiscal year, the
25 department shall determine whether the accumulated expenses for the inspection

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1 and certification of grain under s. 93.06 (1m) have exceeded the accumulated
2 revenues from conducting that inspection and certification as of that date. If so,
3 immediately before the end of the fiscal year, the department shall transfer the
4 unencumbered balances in the appropriation accounts under s. 20.115 (1) (a), (2) (a),
5 (3) (a), (7) (a), and (8) (a), up to the amount of the excess, to the appropriation account
6 under s. 20.115 (1) (h).

7 **SECTION 81m.** 16.71 (1m) of the statutes is amended to read:

8 16.71 (1m) The department shall not delegate to any executive branch agency,
9 other than the board of regents of the University of Wisconsin System, the authority
10 to enter into any contract for materials, supplies, equipment, or contractual services
11 relating to information technology or telecommunications prior to review and
12 approval of the contract by the department. No executive branch agency, other than
13 the board of regents of the University of Wisconsin System, may enter into any such
14 contract without review and approval of the contract by the department. Any
15 delegation to the board of regents of the University of Wisconsin System is subject
16 to the limitations prescribed in s. 36.11 (49).

17 **SECTION 81p.** 16.72 (4) (b) of the statutes is amended to read:

18 16.72 (4) (b) The department shall promulgate rules for the declaration as
19 surplus of supplies, materials and equipment in any agency and for the transfer to
20 other agencies or for the disposal by private or public sale of supplies, materials and
21 equipment. Except as provided in s. 51.06 (6), in either case, the department shall
22 deposit the net proceeds in the ~~budget stabilization~~ taxpayer protection fund, except
23 that the department shall transfer any supplies, materials or equipment declared to
24 be surplus to the department of tourism, upon request of the department of tourism,

ENGROSSED ASSEMBLY BILL 100**SECTION 81p**

1 at no cost, if the transfer is permitted by the agency having possession of the supplies,
2 materials or equipment.

3 **SECTION 81r.** 16.75 (1) (a) 1. of the statutes is amended to read:

4 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
5 materials, supplies, equipment, and contractual services to be provided to any
6 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
7 (6), (7), (8), (9), and (10m) and ss. 16.73 (4) (a), 16.751, 16.754, ~~16.964 (8)~~, 50.05 (7)
8 (f), 153.05 (2m) (a), ~~and 287.15 (7), and 301.265~~, shall be awarded to the lowest
9 responsible bidder, taking into consideration life cycle cost estimates under sub.
10 (1m), when appropriate, the location of the agency, the quantities of the articles to
11 be supplied, their conformity with the specifications, and the purposes for which they
12 are required and the date of delivery.

13 **SECTION 83m.** 16.84 (1) of the statutes is amended to read:

14 16.84 (1) Have charge of, operate, maintain and keep in repair the state capitol
15 building, the executive residence, ~~the light, heat and power plant~~, the state office
16 buildings ~~and their power plants~~, the grounds connected therewith, and such other
17 state properties as are designated by law. All costs of such operation and
18 maintenance shall be paid from the appropriations under s. 20.505 (5) (ka) and (kb),
19 except for debt service costs paid under s. 20.866 (1) (u). The department shall
20 transfer moneys from the appropriation under s. 20.505 (5) (ka) to the appropriation
21 account under s. 20.505 (5) (kc) sufficient to make principal and interest payments
22 on state facilities and payments to the United States under s. 13.488 (1) (m).

23 **SECTION 85.** 16.848 of the statutes is created to read:

24 **16.848 Sale of certain state property.** (1) Except as provided in sub. (2) and
25 subject to sub. (3), the department may sell any state-owned real property, if the

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1 department determines that the sale is in the best interest of the state. The sale may
2 be either on the basis of public bids, with the department reserving the right to reject
3 any bid in the interest of the state, or negotiated prices.

4 **(2)** (a) Subsection (1) does not authorize the closure or sale of any facility or
5 institution the operation of which is provided for by law.

6 (b) Subsection (1) does not apply to property under the jurisdiction of the board
7 of regents of the University of Wisconsin System.

8 (c) Subsection (1) does not apply to property sold by the department under s.
9 16.98 (3).

10 (d) Subsection (1) does not apply to lands under the jurisdiction of the board
11 of commissioners of public lands.

12 (e) Subsection (1) does not apply to property under the jurisdiction of the
13 department of natural resources, except central or district office facilities.

14 (f) Subsection (1) does not apply to lands acquired with revenues collected
15 under s. 70.58.

16 (g) Subsection (1) does not apply to property that is subject to sale by the
17 department of veterans affairs under s. 45.32 (7).

18 (h) The department shall not sell any property under this section that is leased
19 by the state until the lease expires or the lease is modified, renewed, or extended,
20 whichever first occurs, without consent of the lessee.

21 **(3)** The department shall not sell any state property under sub. (1) unless the
22 sale is approved by the building commission under 2005 Wisconsin Act (this act),
23 section 9101 (4) (b).

24 **(4)** Except as provided in s. 13.48 (14) (e), if there is any outstanding public debt
25 used to finance the acquisition, construction, or improvement of any property that

ENGROSSED ASSEMBLY BILL 100**SECTION 85**

1 is sold under sub. (1), the department shall deposit a sufficient amount of the net
2 proceeds from the sale of the property in the bond security and redemption fund
3 under s. 18.09 to repay the principal and pay the interest on the debt, and any
4 premium due upon refunding any of the debt. If the property was acquired,
5 constructed, or improved with federal financial assistance, the department shall pay
6 to the federal government any of the net proceeds required by federal law. If the
7 property was acquired by gift or grant or acquired with gift or grant funds, the
8 department shall adhere to any restriction governing use of the proceeds. Except as
9 required under sub. (5m) and ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there
10 is no such debt outstanding, there are no moneys payable to the federal government,
11 and there is no restriction governing use of the proceeds, and if the net proceeds
12 exceed the amount required to be deposited, paid, or used for another purpose under
13 this subsection, the department shall deposit the net proceeds or remaining net
14 proceeds in the general fund.

15 **(5m)** If the net proceeds or the remaining net proceeds of property sales under
16 sub. (4) exceed \$36,000,000 in the 2005–07 fiscal biennium, the department shall
17 deposit the excess amount in the taxpayer protection fund.

18 **SECTION 85g.** 16.85 (4) of the statutes is repealed.

19 **SECTION 85m.** 16.891 of the statutes is created to read:

20 **16.891 Reports on cost of occupancy of state facilities. (1)** In this section:

21 (a) “Agency” has the meaning given in s. 16.70 (1e).

22 (b) “Total cost of occupancy” means the cost to operate and maintain the
23 physical plant of a building, structure, or facility, including administrative costs of
24 an agency attributable to operation and maintenance of a building, structure, or

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1 facility, together with any debt service costs associated with the building, structure,
2 or facility, computed in the manner prescribed by the department.

3 (2) Except as provided in sub. (4), each agency shall report to the department
4 no later than October 1 of each year concerning the total cost of occupancy of each
5 state-owned building, structure, and facility, excluding public highways and
6 bridges, under the jurisdiction of the agency for the preceding fiscal year. The report
7 shall be made in a format prescribed by the department. Beginning in 2009, if a
8 building, structure, or facility is a part of an institution, the agency having
9 jurisdiction of the institution shall also include in its report the total cost of
10 occupancy of all of the buildings, structures, and facilities within the institution.

11 (3) No later than December 1 of each year, the department shall compile the
12 information received under sub. (2) and transmit a consolidated report to the
13 building commission on the total cost of occupancy of all buildings, structures, and
14 facilities included in the reports filed under sub. (2), itemized for each building,
15 structure, and facility. The report shall include, for each building, structure, or
16 facility, the recommendations of the department concerning the desired total cost of
17 occupancy for that building, structure, or facility.

18 (4) The department may exempt an agency from compliance with the reporting
19 requirement under sub. (2) with respect to any building, structure, or facility that
20 the department determines to have a minimal total cost of occupancy.

21 **SECTION 85r.** 16.895 of the statutes is repealed.

22 **SECTION 87d.** 16.896 of the statutes is created to read:

23 **16.896 Sale or contractual operation of state-owned heating, cooling,**
24 **and power plants and wastewater treatment facilities. (1)** Except as provided
25 in 2005 Wisconsin Act (this act), section 9101 (4), and notwithstanding ss. 13.48

ENGROSSED ASSEMBLY BILL 100**SECTION 87d**

1 (14) (am) and 16.705 (1), no later than April 1, 2007, the department shall sell each
2 state-owned heating, cooling, and power plant and wastewater treatment facility or
3 shall contract with a private entity for the operation of each such plant or facility for
4 the period beginning no later than April 1, 2007. Notwithstanding ss. 196.49 and
5 196.80, no approval or certification of the public service commission is necessary for
6 a public utility to purchase, or contract for the operation of, such a plant or facility.

7 (2) If there is any outstanding public debt used to finance the acquisition,
8 construction, or improvement of any plant or facility that is sold under sub. (1), the
9 department shall deposit a sufficient amount of the net proceeds from the sale of the
10 property in the bond security and redemption fund under s. 18.09 to repay the
11 principal and pay the interest on the debt, and any premium due upon refunding of
12 the debt. If the property was acquired, constructed, or improved with federal
13 financial assistance, the department shall repay to the federal government any of the
14 net proceeds required by federal law.

15 (3) Except as provided in s. 51.06 (6), if there is no such debt outstanding or
16 there are no moneys payable to the federal government, or if the net proceeds exceed
17 the amount required to be deposited or paid under sub. (2), the department shall
18 deposit the net proceeds or remaining net proceeds in the taxpayer protection fund.

19 (4) If the department proposes to sell any property under sub. (1) having a fair
20 market value of at least \$20,000, the department shall notify the joint committee on
21 finance in writing of its proposed action. If the cochairpersons of the committee do
22 not notify the department that the committee has scheduled a meeting for the
23 purpose of reviewing the proposed sale within 14 working days after the date of the
24 department's notification, the property may be sold by the department. If, within 14
25 working days after the date of the department's notification, the cochairpersons of

ENGROSSED ASSEMBLY BILL 100

1 the committee notify the department that the committee has scheduled a meeting for
2 the purpose of reviewing the proposed sale, the property may be sold under sub. (1)
3 only upon approval of the committee.

4 **(5)** Any contract entered into under sub. (1) (a) for the initial operation of a
5 state-owned heating, cooling, or power plant or wastewater treatment facility that
6 was operated by the state prior to the effective date of the contract shall require the
7 contractor to offer employment to those state employees who performed services at
8 the plant or facility and whose positions were terminated as the result of the contract.

9 **SECTION 87h.** 16.90 of the statutes is repealed.

10 **SECTION 87k.** 16.91 of the statutes is repealed.

11 **SECTION 87L.** 16.93 (2) and (3) of the statutes are amended to read:

12 16.93 **(2)** Except as provided in sub. (3), any agency, with the approval of the
13 department, may sell fuel, or water, ~~sewage treatment service, electricity, heat or~~
14 ~~chilled water~~ to another agency, a federal agency, a local government or a private
15 entity.

16 **(3)** Prior to contracting for the sale of any fuel or extending any water, ~~sewage~~
17 ~~treatment, electrical, heating or chilled water~~ service to a new private entity after
18 August 9, 1989, an agency shall contact each public utility that serves the area in
19 which the private entity is located and that is engaged in the sale of the same fuel
20 or utility water service. If a public utility so contacted objects to the proposed sale
21 and commits to provide the fuel or water service, the agency shall not contract for the
22 sale.

23 **SECTION 87m.** 16.964 (1) (i) of the statutes is created to read:

24 16.964 **(1)** (i) Apply for contracts and receive and expend moneys and grants
25 from the federal government related to homeland security.

ENGROSSED ASSEMBLY BILL 100**SECTION 87p**

1 **SECTION 87p.** 16.964 (4) of the statutes is repealed.

2 **SECTION 87t.** 16.964 (6) (a) of the statutes is renumbered 165.91 (1) and
3 amended to read:

4 165.91 (1) In this ~~subsection~~ section, “tribe” means a federally recognized
5 American Indian tribe or band in this state.

6 **SECTION 87u.** 16.964 (6) (b) of the statutes is renumbered 165.91 (2) and
7 amended to read:

8 165.91 (2) From the appropriation under s. ~~20.505 (6) (ks)~~ 20.455 (2) (kw), the
9 ~~office~~ department shall provide grants to tribes to fund tribal law enforcement
10 operations. To be eligible for a grant under this ~~subsection~~ section, a tribe must
11 submit an application for a grant to the ~~office~~ department that includes a proposed
12 plan for expenditure of the grant moneys. The ~~office~~ department shall review any
13 application and plan submitted to determine whether that application and plan meet
14 the criteria established under ~~par. (c)~~ sub. (3). The ~~office~~ department shall review
15 the use of grant money provided under this ~~subsection~~ section to ensure that the
16 money is used according to the approved plan.

17 **SECTION 87v.** 16.964 (6) (c) of the statutes is renumbered 165.91 (3) and
18 amended to read:

19 165.91 (3) The ~~office~~ department shall develop criteria and procedures for use
20 in administering this ~~subsection~~ section. Notwithstanding s. 227.10 (1), the criteria
21 and procedures need not be promulgated as rules under ch. 227.

22 **SECTION 88b.** 16.964 (7) of the statutes is renumbered 165.89, and 165.89 (1)
23 (intro.), (2) and (3), as renumbered, are amended to read:

24 165.89 (1) (intro.) From the appropriation under s. ~~20.505 (6) (kq)~~ 20.455 (2)
25 (kq), the ~~office~~ department shall provide grants to counties to fund county law

ENGROSSED ASSEMBLY BILL 100**SECTION 88b**

1 enforcement services. The ~~office~~ department may make a grant to a county under
2 this ~~subsection~~ section only if all of the following apply:

3 (2) The ~~office~~ department shall review an application and plan submitted under
4 ~~par. (a) 4. sub. (1) (d)~~ to determine if the application and plan meet the requirements
5 of ~~par. (a) 1. to 3. sub. (1) (a) to (c)~~ and the criteria established under ~~par. (e) sub. (3)~~.
6 The ~~office~~ department may not award an annual grant in excess of \$50,000 to any
7 county under this ~~subsection~~ section.

8 (3) The ~~office~~ department shall develop criteria and procedures for use in
9 administering this ~~subsection~~ section. Notwithstanding s. 227.10 (1), the criteria
10 and procedures need not be promulgated as rules under ch. 227.

11 **SECTION 88k.** 16.964 (8) (a) of the statutes is renumbered 301.265 (1) and
12 amended to read:

13 301.265 (1) From the appropriations under s. ~~20.505 (6)~~ 20.410 (3) (d) and (kj),
14 the ~~office~~ department shall allocate \$500,000 in each fiscal year to enter into a
15 contract with an organization to provide services in a county having a population of
16 500,000 or more for the diversion of youths from gang activities into productive
17 activities, including placement in appropriate educational, recreational, and
18 employment programs. Notwithstanding s. 16.75, the ~~office~~ department may enter
19 into a contract under this ~~paragraph~~ subsection without soliciting bids or proposals
20 and without accepting the lowest responsible bid or offer.

21 **SECTION 88m.** 16.964 (8) (b) of the statutes is renumbered 301.265 (2) and
22 amended to read:

23 301.265 (2) From the appropriation under s. ~~20.505 (6) (km)~~ 20.410 (3) (ky), the
24 ~~office~~ department may not distribute more than \$300,000 in each fiscal year to the
25 organization that it has contracted with under ~~par. (a) sub. (1)~~ for alcohol and other

ENGROSSED ASSEMBLY BILL 100**SECTION 88m**

1 drug abuse education and treatment services for participants in that organization's
2 youth diversion program.

3 **SECTION 88p.** 16.964 (8) (c) of the statutes is renumbered 301.265 (3) and
4 amended to read:

5 301.265 (3) From the appropriations under s. ~~20.505 (6)~~ 20.410 (3) (d) and (kj),
6 the office department shall allocate \$150,000 in each fiscal year to enter into a
7 contract with an organization to provide services in Racine County, \$150,000 in each
8 fiscal year to enter into a contract with an organization to provide services in
9 Kenosha County, \$150,000 in each fiscal year to enter into a contract with an
10 organization that is located in ward 1 in the city of Racine to provide services in
11 Racine County, and \$150,000 in each fiscal year to enter into a contract with an
12 organization to provide services in Brown County, and from the appropriation under
13 s. 20.410 (3) (kj), the department shall allocate \$100,000 in each fiscal year to enter
14 into a contract with an organization that is located in ward 3 of the city of Racine to
15 provide services in Racine County, for the diversion of youths from gang activities
16 into productive activities, including placement in appropriate educational,
17 recreational, and employment programs, and for alcohol or other drug abuse
18 education and treatment services for participants in that organization's youth
19 diversion program. The organization that is located in ward 1 in the city of Racine
20 shall have a recreational facility, shall offer programs to divert youths from gang
21 activities, may not be affiliated with any national or state association, and may not
22 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.
23 16.75, the office department may enter into a contract under this paragraph
24 subsection without soliciting bids or proposals and without accepting the lowest
25 responsible bid or offer.

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 89.** 16.964 (9) of the statutes is repealed.

2 **SECTION 90m.** 16.964 (12) of the statutes is created to read:

3 16.964 **(12)** (a) In this subsection, “violent offender” means a person to whom
4 one of the following applies:

5 1. The person has been charged with or convicted of an offense in a pending case
6 and, during the course of the offense, the person carried, possessed, or used a
7 dangerous weapon, the person used force against another person, or a person died
8 or suffered serious bodily harm.

9 2. The person has one or more prior convictions for a felony involving the use
10 or attempted use of force against another person with the intent to cause death or
11 serious bodily harm.

12 (b) The office shall make grants to counties to enable them to establish and
13 operate programs, including suspended and deferred prosecution programs and
14 programs based on principles of restorative justice, that provide alternatives to
15 prosecution and incarceration for criminal offenders who abuse alcohol or other
16 drugs. The office shall make the grants from the appropriations under s. 20.505 (6)
17 (b) and (ku). The office shall collaborate with the departments of corrections and
18 health and family services in establishing this grant program.

19 (c) A county shall be eligible for a grant under par. (b) if all of the following
20 apply:

21 1. The county’s program is designed to meet the needs of a person who abuses
22 alcohol or other drugs and who may be or has been charged with or who has been
23 convicted of a crime in that county related to the person’s use or abuse of alcohol or
24 other drugs.

ENGROSSED ASSEMBLY BILL 100**SECTION 90m**

1 2. The program is designed to promote public safety, reduce prison and jail
2 populations, reduce prosecution and incarceration costs, reduce recidivism, and
3 improve the welfare of participants' families by meeting the comprehensive needs of
4 participants.

5 3. The program establishes eligibility criteria for a person's participation. The
6 criteria shall specify that a violent offender is not eligible to participate in the
7 program.

8 4. Services provided under the program are consistent with evidence-based
9 practices in substance abuse and mental health treatment, as determined by the
10 department of health and family services, and the program provides intensive case
11 management.

12 5. The program uses graduated sanctions and incentives to promote successful
13 substance abuse treatment.

14 6. The program provides holistic treatment to its participants and provides
15 them services that may be needed, as determined under the program, to eliminate
16 or reduce their use of alcohol or other drugs, improve their mental health, facilitate
17 their gainful employment or enhanced education or training, provide them stable
18 housing, facilitate family reunification, ensure payment of child support, and
19 increase the payment of other court-ordered obligations.

20 7. The program is designed to integrate all mental health services provided to
21 program participants by state and local government agencies and other
22 organizations. The program shall require regular communication among a
23 participant's substance abuse treatment providers, other service providers, the case
24 manager, and any person designated under the program to monitor the person's

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1 compliance with his or her obligations under the program and any probation,
2 extended supervision, and parole agent assigned to the participant.

3 8. The program provides substance abuse and mental health treatment
4 services through providers that are certified by the department of health and family
5 services.

6 9. The program requires participants to pay a reasonable amount for their
7 treatment, based on their income and available assets, and pursues and uses all
8 possible resources available through insurance and federal, state, and local aid
9 programs, including cash, vouchers, and direct services.

10 10. The program is developed with input from, and implemented in
11 collaboration with, one or more circuit court judges, the district attorney, the state
12 public defender, local law enforcement officials, county agencies responsible for
13 providing social services, including services relating to alcohol and other drug
14 addiction, child welfare, mental health, and the Wisconsin Works program, the
15 departments of corrections and health and family services, private social services
16 agencies, and substance abuse treatment providers.

17 11. The county complies with other eligibility requirements established by the
18 office to promote the objectives listed in subds. 1. and 2.

19 (d) In implementing a program that meets the requirements of par. (c), a county
20 department may contract with or award grants to a religious organization under s.
21 59.54 (27).

22 (e) 1. A county that receives a grant under this subsection shall create an
23 oversight committee to advise the county in administering and evaluating its
24 program. Each committee shall consist of a circuit court judge, the district attorney
25 or his or her designee, the state public defender or his or her designee, a local law

ENGROSSED ASSEMBLY BILL 100**SECTION 90m**

1 enforcement official, a representative of the county, a representative of each other
2 county agency responsible for providing social services, including services relating
3 to child welfare, mental health, and the Wisconsin Works program, representatives
4 of the departments of corrections and health and family services, a representative
5 from private social services agencies, a representative of substance abuse treatment
6 providers, and other members to be determined by the county.

7 2. A county that receives a grant under this subsection shall comply with state
8 audits and shall submit an annual report to the office and to the oversight committee
9 created under subd. 1. regarding the impact of the program on jail and prison
10 populations and its progress in attaining the goals specified in par. (c) 2. and 6.

11 (f) Two or more counties may jointly apply for and receive a grant under this
12 subsection. If counties submit a joint application, they shall include with their
13 application a written agreement specifying each county department's role in
14 developing, administering, and evaluating the program. The oversight committee
15 established under par. (e) 1. shall consist of representatives from each county.

16 (g) Grants provided under this subsection shall be provided on a calendar year
17 basis beginning on January 1, 2007. If the office decides to make a grant to a county
18 under this subsection, the office shall notify the county of its decision and the amount
19 of the grant no later than September 1 of the year preceding the year for which the
20 grant will be made.

21 (h) The office shall assist a county receiving a grant under this subsection in
22 obtaining funding from other sources for its program.

23 (i) The office shall inform any county that is applying for a grant under this
24 subsection whether the county meets the requirements established under par. (c),
25 regardless of whether the county receives a grant.

ENGROSSED ASSEMBLY BILL 100**SECTION 90m**

1 (j) The office shall enter into one or more contracts with another person for the
2 purpose of evaluating the grant program established under this subsection. The
3 office shall fund such contracts from moneys appropriated under s. 20.505 (6) (b) and
4 (ku) with 1 percent of the amount awarded as grants under par. (b).

5 (k) By December 31, 2011, the office, in collaboration with the departments of
6 corrections and health and family services, shall submit a report to the chief clerk
7 of each house of the legislature, for distribution to the appropriate standing
8 committees under section 13.172 (3), regarding savings that have been generated
9 through the implementation of the grant program. The report shall also include
10 recommendations regarding how the grant program should be structured in the
11 future.

12 **SECTION 90t.** 16.965 of the statutes is repealed.

13 **SECTION 90u.** 16.9651 of the statutes is repealed.

14 **SECTION 91.** 16.966 of the statutes is repealed and recreated to read:

15 **16.966 Geographic information systems.** The department may develop
16 and maintain geographic information systems relating to land in this state for the
17 use of governmental and nongovernmental units.

18 **SECTION 92.** 16.967 of the statutes is repealed and recreated to read:

19 **16.967 Land information program. (1) DEFINITIONS.** In this section:

20 (a) “Agency” has the meaning given in s. 16.70 (1e).

21 (b) “Land information” means any physical, legal, economic, or environmental
22 information or characteristics concerning land, water, groundwater, subsurface
23 resources, or air in this state. “Land information” includes information relating to
24 topography, soil, soil erosion, geology, minerals, vegetation, land cover, wildlife,
25 associated natural resources, land ownership, land use, land use controls and

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1 restrictions, jurisdictional boundaries, tax assessment, land value, land survey
2 records and references, geodetic control networks, aerial photographs, maps,
3 planimetric data, remote sensing data, historic and prehistoric sites, and economic
4 projections.

5 (c) “Land information system” means an orderly method of organizing and
6 managing land information and land records.

7 (d) “Land records” means maps, documents, computer files, and any other
8 information storage medium in which land information is recorded.

9 (e) “Systems integration” means land information that is housed in one
10 jurisdiction or jurisdictional subunit and is available to other jurisdictions,
11 jurisdictional subunits, public utilities, and other private sector interests.

12 **(3) DUTIES OF DEPARTMENT.** The department shall direct and supervise the land
13 information program and serve as the state clearinghouse for access to land
14 information. In addition, the department shall:

15 (a) Provide technical assistance and advice to state agencies and local
16 governmental units with land information responsibilities.

17 (b) Maintain and distribute an inventory of land information available for this
18 state, land records available for this state, and land information systems.

19 (c) Prepare guidelines to coordinate the modernization of land records and land
20 information systems.

21 (d) Review project applications received under sub. (7) and determine which
22 projects are approved.

23 (e) Review for approval a countywide plan for land records modernization
24 prepared under s. 59.72 (3) (b).

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1 **(4) FUNDING REPORT.** The department shall identify and study possible program
2 revenue sources or other revenue sources for the purpose of funding the operations
3 of the land information program, including grants to counties under sub. (7).

4 **(5) FEE REVENUE.** From the fee revenue received by the department under s.
5 59.72 (5) (a), the department shall annually deposit the lesser of \$2,000,000 or the
6 amount received in the general fund. From any remaining revenue, the department
7 shall credit the amounts appropriated under s. 20.505 (1) (ie) to that appropriation
8 account and shall then credit any remaining revenue to the appropriation account
9 under s. 20.505 (1) (ij).

10 **(6) REPORTS.** By March 31 of each year, the department of administration, the
11 department of agriculture, trade and consumer protection, the department of
12 commerce, the department of health and family services, the department of natural
13 resources, the department of tourism, the department of revenue, the department of
14 transportation, the board of regents of the University of Wisconsin System, the
15 public service commission, and the board of curators of the historical society shall
16 each submit to the department a plan to integrate land information to enable such
17 information to be readily translatable, retrievable, and geographically referenced for
18 use by any state, local governmental unit, or public utility. Upon receipt of this
19 information, the department shall integrate the information to enable the
20 information to be used to meet land information data needs. The integrated
21 information shall be readily translatable, retrievable, and geographically referenced
22 to enable members of the public to use the information.

23 **(7) AID TO COUNTIES.** (a) A county board that has established a county land
24 information office under s. 59.72 (3) may apply to the department on behalf of any

ENGROSSED ASSEMBLY BILL 100**SECTION 92**

1 local governmental unit, as defined in s. 59.72 (1) (c), located wholly or partially
2 within the county for a grant for any of the following projects:

3 1. The design, development, and implementation of a land information system
4 that contains and integrates, at a minimum, property and ownership records with
5 boundary information, including a parcel identifier referenced to the U.S. public land
6 survey; tax and assessment information; soil surveys, if available; wetlands
7 identified by the department of natural resources; a modern geodetic reference
8 system; current zoning restrictions; and restrictive covenants.

9 2. The preparation of parcel property maps that refer boundaries to the public
10 land survey system and are suitable for use by local governmental units for accurate
11 land title boundary line or land survey line information.

12 3. The preparation of maps that include a statement documenting accuracy if
13 the maps do not refer boundaries to the public land survey system and that are
14 suitable for use by local governmental units for planning purposes.

15 4. Systems integration projects.

16 5. To support technological developments and improvements for the purpose
17 of providing Internet-accessible housing assessment and sales data.

18 (b) Grants shall be paid from the appropriation under s. 20.505 (1) (ij). Except
19 as authorized in this paragraph, no county that has retained total revenues under
20 s. 59.72 (5) (b) exceeding \$45,000 in any year may receive any grant under this
21 subsection for the succeeding year. Except as authorized in this paragraph, a county
22 that has retained total revenues under s. 59.72 (5) (b) of not more than \$45,000 in
23 any year may receive one or more grants under this subsection for the succeeding
24 year in a total amount not greater than the difference between \$45,000 and the
25 amount retained by the county in the preceding year. In addition to any other grant

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1 received under this subsection, the department may award a grant to any county in
2 an amount not exceeding \$300 per year to be used for the training and education of
3 county employees for the design, development, and implementation of a land
4 information system.

5 **(8) ADVICE; COOPERATION.** In carrying out its duties under this section, the
6 department may seek advice and assistance from the board of regents of the
7 University of Wisconsin System and other agencies, local governmental units, and
8 other experts involved in collecting and managing land information. Agencies shall
9 cooperate with the department in the coordination of land information collection.

10 **(9) TECHNICAL ASSISTANCE; EDUCATION.** The department may provide technical
11 assistance to counties and conduct educational seminars, courses, or conferences
12 relating to land information. The department shall charge and collect fees sufficient
13 to recover the costs of activities authorized under this subsection.

14 **SECTION 93.** 16.9675 of the statutes is created to read:

15 **16.9675 Land activities.** The department shall do all of the following:

16 **(1)** Identify state land use goals and recommend these goals to the governor.

17 **(2)** Identify state land use priorities to further the state's land use goals and
18 recommend to the governor legislation to implement these priorities.

19 **(3)** Study areas of cooperation and coordination in the state's land use statutes
20 and recommend to the governor legislation to harmonize these statutes to further the
21 state's land use goals.

22 **(4)** Study areas of the state's land use statutes that conflict with each other and
23 recommend to the governor legislation to resolve these conflicts to further the state's
24 land use goals.

ENGROSSED ASSEMBLY BILL 100**SECTION 93**

1 **(5)** Identify areas of the state’s land use statutes that conflict with county or
2 municipal land use ordinances, and areas of county or municipal land use ordinances
3 that conflict with each other, and recommend to the governor legislation to resolve
4 these conflicts.

5 **(6)** Establish a state agency resource working group that is composed of
6 representatives of the departments of administration; agriculture, trade and
7 consumer protection; commerce; natural resources; revenue; transportation; and
8 other appropriate agencies to discuss, analyze, and address land use issues and
9 related policy issues, including the following:

10 (a) Gathering information about the land use plans of state agencies.

11 (b) Establishing procedures for the distribution of the information gathered
12 under par. (a) to other state agencies, local units of government, and private persons.

13 (c) Creating a system to facilitate, and to provide training and technical
14 assistance for the development of, local intergovernmental land use planning.

15 **(7)** Study the activities of local units of government in the land use area to
16 determine how these activities impact on state land use goals, and recommend to the
17 governor legislation that fosters coordination between local land use activities and
18 state land use goals.

19 **(8)** Identify procedures for facilitating local land use planning efforts,
20 including training and technical assistance for local units of government, and
21 recommend to the governor legislation to implement such procedures.

22 **(9)** Gather and analyze information about the land use activities in this state
23 of the federal government and American Indian governments and inform the
24 governor of the impact of these activities on state land use goals.

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1 **(10)** Study any other issues that are reasonably related to the state’s land use
2 goals, including methods for alternative dispute resolution for disputes involving
3 land use issues, and recommend to the governor legislation in the areas studied by
4 the department that would further the state’s land use goals.

5 **(11)** Gather information about land use issues in any reasonable way, including
6 the following:

7 (a) Establishing a state–local government–private sector working group to
8 study and advise the department on land use issues.

9 (b) Holding public hearings or information meetings on land use issues.

10 (c) Conducting surveys on land use issues.

11 (d) Consulting with any person who is interested in land use issues.

12 **SECTION 93m.** 16.969 (2) (a) of the statutes is amended to read:

13 16.969 **(2)** (a) An annual impact fee in an amount equal to 0.3% of the ~~cost~~ net
14 book value of the high–voltage transmission line, as determined by the commission
15 under s. 196.491 (3) (gm).

16 **SECTION 94.** 16.971 (17) of the statutes is created to read:

17 16.971 **(17)** Provide educational agencies that are eligible for a rate discount
18 on telecommunications services under 47 USC 254 with additional
19 telecommunications access under s. 16.998 and contract with telecommunications
20 providers to provide that access.

21 **SECTION 94m.** 16.972 (2) (a) of the statutes is amended to read:

22 16.972 **(2)** (a) Provide such telecommunications services to agencies as the
23 department considers to be appropriate. An agency may use telecommunications
24 services, including data and voice over Internet services, provided to the agency by
25 or through the department only for the purpose of carrying out its functions. No

ENGROSSED ASSEMBLY BILL 100**SECTION 94m**

1 agency may offer, resell, or provide telecommunications services, including data and
2 voice over Internet services, that are available from a private telecommunications
3 carrier to the general public or to any other public or private entity except pursuant
4 to a consortium agreement that is in effect on June 1, 2005, to provide services to
5 member organizations.

6 **SECTION 94n.** 16.972 (2) (b) of the statutes is amended to read:

7 16.972 (2) (b) Provide Except as provided in par. (a), provide such computer
8 services and telecommunications services to local governmental units and the
9 broadcasting corporation and provide such telecommunications services to qualified
10 private schools, postsecondary institutions, museums and zoos, as the department
11 considers to be appropriate and as the department can efficiently and economically
12 provide. The department may exercise this power only if in doing so it maintains the
13 services it provides at least at the same levels that it provides prior to exercising this
14 power and it does not increase the rates chargeable to users served prior to exercise
15 of this power as a result of exercising this power. The department may charge local
16 governmental units, the broadcasting corporation, and qualified private schools,
17 postsecondary institutions, museums and zoos, for services provided to them under
18 this paragraph in accordance with a methodology determined by the department.
19 Use of telecommunications services by a qualified private school or postsecondary
20 institution shall be subject to the same terms and conditions that apply to a
21 municipality using the same services. The department shall prescribe eligibility
22 requirements for qualified museums and zoos to receive telecommunications
23 services under this paragraph.

24 **SECTION 95.** 16.993 (9) of the statutes is repealed.

25 **SECTION 96.** 16.995 (3m) of the statutes is amended to read:

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1 16.995 **(3m)** PUBLIC DEBT REPAYMENT. To the extent that sufficient moneys for
2 the provision of educational telecommunications access under s. 16.997 are available
3 in the appropriation account under s. 20.505 (4) (mp) after payment of the
4 administrative expenses specified in s. 20.505 (4) (mp), the department shall use
5 those available moneys to reimburse s. 20.505 (4) (es) and (et) for the payment of
6 principal and interest costs incurred in financing educational technology
7 infrastructure financial assistance under this section and to make full payment of
8 the amounts determined by the building commission under s. 13.488 (1) (m).

9 **SECTION 97.** 16.997 (2) (a) of the statutes is renumbered 16.997 (2) (a) (intro.)
10 and amended to read:

11 16.997 **(2)** (a) (intro.) Allow an educational agency to make a request to the
12 department for access to either one data line or one video link, except that ~~any~~ as
13 follows:

14 1. Any educational agency may request access to additional data lines if the
15 agency shows to the satisfaction of the department that the additional data lines are
16 more cost-effective than a single data line ~~and except that a.~~

17 2. A school district that operates more than one high school or a public library
18 board that operates more than one library facility may request access to both a data
19 line and a video link and access to more than one data line or video link.

20 **SECTION 98.** 16.997 (2) (a) 3. of the statutes is created to read:

21 16.997 **(2)** (a) 3. An educational agency that is eligible for a rate discount on
22 telecommunications services under 47 USC 254 may request access to additional
23 data lines and video links and to increased bandwidth access as provided in s. 16.998.

24 **SECTION 99.** 16.997 (2) (b) of the statutes is amended to read:

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1 16.997 (2) (b) Establish eligibility requirements for an educational agency to
2 participate in the program established under sub. (1) and to receive additional
3 telecommunications access under s. 16.998, including a requirement that a charter
4 school sponsor use data lines and video links to benefit pupils attending the charter
5 school and a requirement that Internet access to material that is harmful to children,
6 as defined in s. 948.11 (1) (b), is blocked on the computers of secured correctional
7 facilities that are served by data links and video links subsidized under this section.

8 **SECTION 100.** 16.997 (2) (c) of the statutes is amended to read:

9 16.997 (2) (c) Establish specifications for data lines and video links for which
10 access is provided to an educational agency under the program established under
11 sub. (1) or for which additional access is provided to an educational agency under s.
12 16.998.

13 **SECTION 101.** 16.997 (2) (f) of the statutes is amended to read:

14 16.997 (2) (f) Ensure that secured correctional facilities that receive access
15 under this section to data lines and video links ~~use them~~ or that receive additional
16 access under s. 16.998 to data lines, video links, and bandwidth use those data lines
17 and video links and that bandwidth only for educational purposes.

18 **SECTION 102.** 16.997 (2g) (intro.) of the statutes is amended to read:

19 16.997 (2g) (intro.) An educational agency that is provided access to a data line
20 under the program established under sub. (1) or to an additional data line under s.
21 16.998 may not do any of the following:

22 **SECTION 103.** 16.997 (2r) (a) of the statutes is amended to read:

23 16.997 (2r) (a) A public library board that is provided access to a data line under
24 the program established under sub. (1) or to an additional data line under s. 16.998
25 may enter into a shared service agreement with a political subdivision that provides

ENGROSSED ASSEMBLY BILL 100**SECTION 103**

1 the political subdivision with access to any excess bandwidth on the data line that
2 is not used by the public library board, except that a public library board may not sell,
3 resell, or transfer in consideration for money or anything of value to a political
4 subdivision access to any excess bandwidth. A shared service agreement under this
5 paragraph is not valid unless the agreement allows the public library board to cancel
6 the agreement at any time after providing notice to the political subdivision.

7 **SECTION 103m.** 16.997 (7) of the statutes is created to read:

8 16.997 (7) From the appropriation under s. 20.505 (4) (s), the department shall
9 award \$25,000 annually in grants to consortia of school districts that meet all of the
10 following criteria for the purpose of developing and implementing a
11 technology-enhanced high school curriculum:

12 (a) The curriculum is developed for and implemented through streaming video
13 conferencing and online course work.

14 (b) The consortium includes high schools from at least 8 school districts.

15 (c) The participating school districts collectively contribute an amount equal
16 to at least the amount of the grant received in the same fiscal year.

17 (d) The curriculum is made available to each high school participating in the
18 consortium.

19 **SECTION 104.** 16.998 of the statutes is created to read:

20 **16.998 Educational telecommunications; additional access.** An
21 educational agency that is eligible for a rate discount for telecommunications
22 services under 47 USC 254 may request data lines, video links, and bandwidth access
23 that is in addition to what is provided under the program under s. 16.997 (1). The
24 department shall apply for aid under 47 USC 254 to cover the costs of the data lines,
25 video links, and bandwidth access that are provided under this section and shall

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1 credit any aid received to the appropriation account under s. 20.505 (4) (mp). To the
2 extent that the aid does not fully cover those costs, the department shall require an
3 educational agency to pay the department a monthly fee that is sufficient to cover
4 those costs and shall credit any monthly fee received to the appropriation account
5 under s. 20.505 (4) (Lm).

6 **SECTION 115.** 18.55 (5) of the statutes is amended to read:

7 18.55 (5) EXERCISE OF AUTHORITY. Money may be borrowed and evidences of
8 revenue obligation issued therefor pursuant to one or more authorizing resolutions,
9 unless otherwise provided in the resolution or in this subchapter, at any time and
10 from time to time, for any combination of purposes, in any specific amounts, at any
11 rates of interest, for any term, payable at any intervals, at any place, in any manner
12 and having any other terms or conditions deemed necessary or useful. Revenue
13 obligation bonds may bear interest at variable or fixed rates, bear no interest or bear
14 interest payable only at maturity or upon redemption prior to maturity. Unless
15 sooner exercised or unless a shorter different period is provided in the resolution,
16 every authorizing resolution, except as provided in s. 18.59 (1), shall expire one year
17 after the date of its adoption.

18 **SECTION 116.** 18.61 (5) of the statutes is amended to read:

19 18.61 (5) The legislature may provide, with respect to any specific issue of
20 revenue obligations, prior to their issuance, that if the special fund income or the
21 enterprise or program income pledged to the payment of the principal and interest
22 of the issue is insufficient for that purpose, or is insufficient to replenish a reserve
23 fund, if applicable, it will consider supplying the deficiency by appropriation of funds,
24 from time to time, out of the treasury. If the legislature so provides, the commission
25 may make the necessary provisions therefor in the authorizing resolution and other

ENGROSSED ASSEMBLY BILL 100**SECTION 116**

1 proceedings of the issue. Thereafter, if the contingency occurs, recognizing its moral
2 obligation to do so, the legislature hereby expresses its expectation and aspiration
3 that it shall make such appropriation.

4 **SECTION 124.** 20.001 (2) (e) of the statutes is amended to read:

5 20.001 (2) (e) *Federal revenues.* Moneys “Federal revenues” consist of moneys
6 received from the federal government, except that under s. 20.445 (3) (md) “federal
7 revenues” also include moneys treated as refunds of expenditures, and under s.
8 20.445 (3) (me) “federal revenues” consist only of moneys treated as received from the
9 federal government. Federal revenues may be deposited as program revenues in the
10 general fund or as segregated revenues in a segregated fund. In either case they are
11 indicated in s. 20.005 by the addition of “-F” after the abbreviation assigned under
12 pars. (b) and (d).

13 **SECTION 126.** 20.001 (5) of the statutes is amended to read:

14 20.001 (5) REFUNDS OF EXPENDITURES. Any amount not otherwise appropriated
15 under this chapter that is received by a state agency as a result of an adjustment
16 made to a previously recorded expenditure from a sum certain appropriation to that
17 agency due to activities that are of a temporary nature or activities that could not be
18 anticipated during budget development and which serves to reduce or eliminate the
19 previously recorded expenditure in the same fiscal year in which the previously
20 recorded expenditure was made, except as provided in s. 20.445 (3) (md), may, upon
21 request of the agency, be designated by the secretary of administration as a refund
22 of an expenditure. Except as otherwise provided in this subsection, the secretary of
23 administration may designate an amount received by a state agency as a refund of
24 an expenditure only if the agency submits to the secretary a written explanation of
25 the circumstances under which the amount was received that includes a specific

ENGROSSED ASSEMBLY BILL 100**SECTION 126**

1 reference in a statutory or nonstatutory law to a function of the agency under which
2 the amount was received and the appropriation from which the previously recorded
3 expenditure was made. A refund of an expenditure shall be deposited by the
4 receiving state agency in the appropriation account from which the previously
5 recorded expenditure was made. Except as otherwise provided in this subsection, a
6 state agency which proposes to make an expenditure from moneys designated as a
7 refund of an expenditure shall submit to the secretary of administration a written
8 explanation of the purpose of the expenditure, including a specific reference in a
9 statutory or nonstatutory law to a function of the agency under which the
10 expenditure is to be made and the appropriation from which the expenditure is to be
11 made. After submission and approval of an estimate of the amount proposed to be
12 expended under s. 16.50 (2), a state agency may expend the moneys received from
13 the refund of the expenditure. The secretary of administration may waive
14 submission of any explanation required by this subsection for categories of refunds
15 of expenditures or proposed refunds of expenditures.

16 **SECTION 126e.** 20.002 (11) (a) of the statutes is amended to read:

17 20.002 (11) (a) All appropriations, special accounts and fund balances within
18 the general fund or any segregated fund may be made temporarily available for the
19 purpose of allowing encumbrances or financing expenditures of other general or
20 segregated fund activities which do not have sufficient moneys in the accounts from
21 which they are financed but have accounts receivable balances or moneys
22 anticipated to be received from lottery proceeds, as defined in s. 25.75 (1) (c), tax
23 revenues, gifts, grants, fees, sales of service, or interest earnings recorded under s.
24 16.52 (2). The secretary of administration shall determine the composition and
25 allowability of the accounts receivable balances and anticipated moneys to be

ENGROSSED ASSEMBLY BILL 100**SECTION 126e**

1 received for this purpose in accordance with s. 20.903 (2) and shall specifically
2 approve the use of surplus moneys from the general or segregated funds after
3 consultation with the appropriate state agency head for use by specified accounts or
4 programs. The secretary of administration shall reallocate available moneys from
5 the ~~budget stabilization taxpayer protection~~ fund under s. 16.465 prior to
6 reallocating moneys from any other fund.

7 **SECTION 126m.** 20.002 (11) (b) 4. of the statutes is amended to read:

8 20.002 (11) (b) 4. This paragraph does not apply to reallocations from the
9 ~~budget stabilization taxpayer protection~~ fund to the general fund.

10 **SECTION 127.** 20.003 (4) (intro.) of the statutes is amended to read:

11 20.003 (4) REQUIRED GENERAL FUND BALANCE. (intro.) No bill directly or
12 indirectly affecting general purpose revenues as defined in s. 20.001 (2) (a) may be
13 enacted by the legislature if the bill would cause the estimated general fund balance
14 on June 30 of any fiscal year specified in this subsection, as projected under s. 20.005
15 (1), to be an amount equal to less than the following amounts for that fiscal year or
16 percentage of the total general purpose revenue appropriations for that fiscal year
17 plus any amount from general purpose revenue designated as “Compensation
18 Reserves” for that fiscal year in the summary under s. 20.005 (1):

19 **SECTION 128.** 20.003 (4) (a) of the statutes is repealed.

20 **SECTION 129.** 20.003 (4) (b) of the statutes is repealed.

21 **SECTION 130.** 20.003 (4) (d) of the statutes is repealed.

22 **SECTION 131.** 20.003 (4) (e) of the statutes is repealed.

23 **SECTION 132.** 20.003 (4) (f) of the statutes is repealed.

24 **SECTION 133.** 20.003 (4) (fm) of the statutes is amended to read:

25 20.003 (4) (fm) For fiscal year 2005–06, \$75,000,000 \$65,000,000.

ENGROSSED ASSEMBLY BILL 100**SECTION 134**

1 **SECTION 134.** 20.003 (4) (fr) of the statutes is created to read:

2 20.003 (4) (fr) For fiscal year 2006–07, \$65,000,000.

3 **SECTION 135.** 20.003 (4) (ft) of the statutes is created to read:

4 20.003 (4) (ft) For fiscal year 2007–08, \$65,000,000.

5 **SECTION 136.** 20.003 (4) (fv) of the statutes is created to read:

6 20.003 (4) (fv) For fiscal year 2008–09, \$65,000,000.

7 **SECTION 137.** 20.003 (4) (g) of the statutes is amended to read:

8 20.003 (4) (g) For fiscal year ~~2006–07~~ 2009–10 and each fiscal year thereafter,
9 2%.

10 **SECTION 137m.** 20.003 (4m) of the statutes is amended to read:

11 20.003 (4m) REQUIRED GENERAL FUND STRUCTURAL BALANCE. No bill may be
12 adopted by the legislature if the bill would cause in any fiscal year the amount of
13 moneys designated as “Total Expenditures” in the summary under s. 20.005 (1) for
14 that fiscal year, less any amounts transferred to the ~~budget stabilization~~ taxpayer
15 protection fund in that fiscal year, to exceed the sum of the amount of moneys
16 designated as “Taxes” and “Departmental Revenues” in the summary under s. 20.005
17 (1) for that fiscal year.

18 **SECTION 138.** 20.005 (1) of the statutes is repealed and recreated to read:

19 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
20 the state of Wisconsin for all funds beginning on July 1, 2005, and ending on June
21 30, 2007, is summarized as follows: [See Figure 20.005 (1) following]

ENGROSSED ASSEMBLY BILL 100**SECTION 138**

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Figure: 20.005 (1)**GENERAL FUND SUMMARY**

	2005-06	2006-07
Opening Balance, July 1	\$ 49,457,700	\$ 99,911,400
Revenues		
Taxes	\$11,953,605,000	\$ 12,483,468,000
Departmental Revenues		
Tribal Gaming Revenues	74,553,600	85,899,100
Other	<u>323,244,700</u>	<u>411,382,800</u>
Total Available	\$12,400,861,000	\$13,080,661,300
Appropriations, Transfers and Reserves		
Gross Appropriations	\$12,524,237,200	\$13,027,417,800
Compensation Reserves	90,054,100	178,302,800
Transfer to Taxpayer Protection Fund	-0-	36,000,000
Less Lapses	<u>-313,341,700</u>	<u>-228,762,200</u>
Total Expenditures	\$12,300,949,600	\$13,012,958,400
Balances		
Gross Balance	\$ 99,911,400	\$ 67,702,900
Less Required Statutory Balance	<u>-65,000,000</u>	<u>-65,000,000</u>
Net Balance, June 30	\$ 34,911,400	\$ 2,702,900

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2005-06	2006-07
General Purpose Revenue	\$12,524,237,200	\$13,027,417,800
Federal Revenue		
Program	\$ 5,899,157,900	\$ 6,003,990,000

ENGROSSED ASSEMBLY BILL 100**SECTION 138**

	2005-06	2006-07
Segregated	<u>784,466,700</u>	<u>788,568,100</u>
	\$ 6,683,624,600	\$ 6,792,558,100
Program Revenue		
State	\$ 2,853,742,900	\$ 2,940,072,400
Service	<u>825,555,200</u>	<u>829,282,900</u>
	\$ 3,679,298,100	\$ 3,769,355,300
Segregated Revenue		
State	\$ 2,771,593,300	\$ 2,463,541,700
Local	106,791,600	108,054,100
Service	<u>161,128,000</u>	<u>161,682,000</u>
	\$ 3,039,512,900	\$ 2,733,277,800
GRAND TOTAL	\$ 25,926,672,800	\$ 26,322,609,000

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

	2005-06	2006-07
General Purpose Revenue	\$ 90,054,100	\$ 178,302,800
Federal Revenue	30,534,100	60,456,100
Program Revenue	91,033,200	180,241,400
Segregated Revenue	<u>16,075,400</u>	<u>31,828,500</u>
TOTAL	\$ 227,696,800	\$ 450,828,800

LOTTERY FUND SUMMARY

	2005-06	2006-07
Gross Revenue		
Ticket Sales	\$ 480,282,800	\$ 490,355,500

ENGROSSED ASSEMBLY BILL 100**SECTION 138**

	2005–06	2006–07
Miscellaneous Revenue	<u>86,400</u>	<u>126,400</u>
	\$ 480,369,200	\$ 490,481,900
Expenses		
Prizes	\$ 280,519,800	\$ 286,941,100
Administrative Expenses	<u>65,686,700</u>	<u>66,588,100</u>
	\$ 346,206,500	\$ 353,529,200
Net Proceeds	\$ 134,162,700	\$ 136,952,700
Total Available for Property Tax Relief		
Opening Balance	\$ 4,128,100	\$ 9,607,400
Net Proceeds	134,162,700	136,952,700
Interest Earnings	1,265,900	1,438,800
Gaming–Related Revenue	<u>844,300</u>	<u>844,300</u>
	\$ 140,401,000	\$ 148,843,200
Property Tax Relief	\$ 130,793,600	\$ 139,033,600
Gross Closing Balance	\$ 9,607,400	\$ 9,809,600
Reserve	<u>9,607,400</u>	<u>9,809,600</u>
Net Closing Balance	\$ –0–	\$ –0–

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SECTION 139. 20.005 (2) of the statutes is repealed and recreated to read:

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20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets

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forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)

5

following]

ENGROSSED ASSEMBLY BILL 100**SECTION 139**

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Figure: 20.005 (2) (a)

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS
2005–07 FISCAL BIENNIUM**

Source and Purpose	Amount
GENERAL OBLIGATIONS	
Agriculture, Trade and Consumer Protection	
Soil and water	\$ 5,500,000
Building Commission	
Other Public Purposes (All Agency Projects)	200,000,000
Housing State Agencies	4,926,900
Capital Equipment Acquisition	9,292,100
Children's Hospital and Health System	
Children's Research Institute	10,000,000
Corrections	
Correctional Facilities	8,191,700
Juvenile Correctional Facilities	1,258,000
Environmental Improvement Fund	
Clean water fund program	–15,700,000
Safe drinking water loan program	6,100,000
Military Affairs	
Armories and Military Facilities	3,070,100
Natural Resources	
Environmental repair	3,000,000
Nonpoint source grants	4,000,000

ENGROSSED ASSEMBLY BILL 100**SECTION 139**

Source and Purpose	Amount
Targeted Runoff Management	2,000,000
Urban nonpoint source cost sharing	1,500,000
GPR Supported Facilities	527,800
SEG Supported Facilities	9,781,200
Environmental Fund SEG Supported Facilities	719,600
State Fair Park	
Board Facilities	1,200,000
State Historical Society	
Historic Records (Storage Facility)	15,000,000
Historic Sites	1,268,800
Self Amoritizing Facilities	-2,016,600
Transportation	
Harbor improvements	12,700,000
Major highway and rehabilitation projects	250,000,000
Rail acquisitions and improvements	12,000,000
Southeast Wisconsin freeway rehabilitation projects	213,100,000
University of Wisconsin	
Academic Facilities	250,717,800
Self-Amoritizing Facilities	282,131,900
Veterans Affairs	
Self-Amoritizing Facilities	<u>500,000</u>

TOTAL General Obligation Bonds \$ 1,290,769,300

REVENUE OBLIGATIONS

Commerce	
PECFA Grant Program	\$ -49,076,000

ENGROSSED ASSEMBLY BILL 100**SECTION 139**

Source and Purpose	Amount
Transportation	
Major highway projects, transportation facilities	<u>228,794,000</u>
Total Revenue Obligation Bonds	\$ 179,718,000
GRAND TOTAL Bonding Authority Modifications	\$ 1,470,487,300

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Figure: 20.005 (2) (b)

**GENERAL OBLIGATION AND
BUILDING CORPORATION DEBT SERVICE
FISCAL YEARS 2005–06 AND 2006–07**

STATUTE, AGENCY AND PURPOSE	SOURCE	2005–06	2006–07
<i>20.115 Agriculture, trade and consumer protection, department of</i>			
(2) (d) Principal repayment and interest	GPR	\$ 15,800	\$ 11,900
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	1,110,900	2,192,400
(7) (f) Principal repayment and interest, soil and water	GPR	150,500	610,900
<i>20.190 State fair park board</i>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	994,900	983,000
(1) (d) Principal repayment and interest	GPR	1,376,800	1,480,800
<i>20.225 Educational communications board</i>			
(1) (c) Principal repayment and interest	GPR	2,127,200	2,265,600
<i>20.245 Historical society</i>			
(1) (e) Principal repayment, interest and rebates	GPR	1,414,600	1,336,700

ENGROSSED ASSEMBLY BILL 100

STATUTE, AGENCY AND PURPOSE	SOURCE	2005-06	2006-07
<i>20.250 Medical College of Wisconsin</i>			
(1) (c) Principal repayment, interest and rebates; biomedical research and technology incubator	GPR	300,000	1,893,700
(1) (e) Principal repayment and interest	GPR	173,700	168,300
<i>20.255 Public instruction, department of</i>			
(1) (d) Principal repayment and interest	GPR	1,330,700	1,212,200
<i>20.285 University of Wisconsin System</i>			
(1) (d) Principal repayment and interest	GPR	120,280,800	119,506,500
(1) (db) Self-amortizing facilities principal and interest	GPR	-0-	-0-
<i>20.320 Environmental improvement program</i>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	37,416,700	43,338,100
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	2,112,900	2,708,100
<i>20.370 Natural resources, department of</i>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	27,921,400	34,481,800
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	-0-	-0-
(7) (ca) Principal repayment and interest – nonpoint source grants	GPR	5,573,200	6,438,600
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	51,302,400	50,483,200

ENGROSSED ASSEMBLY BILL 100**SECTION 139**

STATUTE, AGENCY AND PURPOSE	SOURCE	2005-06	2006-07
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	16,355,300	16,247,400
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	849,000	859,000
(7) (ce) Principal repayment and interest – nonpoint source compliance	GPR	180,700	176,900
(7) (cf) Principal repayment and interest – urban nonpoint source cost-sharing	GPR	987,500	1,270,900
(7) (ea) Administrative facilities – principal repayment and interest	GPR	727,400	765,500
<i>20.395 Transportation, department of</i>			
(6) (af) Principal repayment and interest, local roads for job preservation, state funds	GPR	41,864,200	68,659,900
<i>20.410 Corrections, department of</i>			
(1) (e) Principal repayment and interest	GPR	73,586,500	74,530,400
(1) (ec) Prison industries principal, interest, and rebates	GPR	–0–	–0–
(3) (e) Principal repayment and interest	GPR	4,940,600	4,500,500
<i>20.435 Health and family services, department of</i>			
(2) (ee) Principal repayment and interest	GPR	13,406,200	13,061,900
(6) (e) Principal repayment and interest	GPR	63,400	63,800
<i>20.465 Military affairs, department of</i>			
(1) (d) Principal repayment and interest	GPR	3,846,600	3,784,200

ENGROSSED ASSEMBLY BILL 100

STATUTE, AGENCY AND PURPOSE	SOURCE	2005-06	2006-07
<i>20.485 Veterans affairs, department of</i>			
(1) (f) Principal repayment and interest	GPR	1,551,000	1,464,500
<i>20.505 Administration, department of</i>			
(4) (es) Principal, interest, and rebates; general purpose revenue – schools	GPR	5,130,600	6,600,800
(4) (et) Principal, interest, and rebates; general purpose revenue – public library boards	GPR	21,400	21,600
(5) (c) Principal repayment and interest; Black Point Estate	GPR	–0–	–0–
<i>20.855 Miscellaneous appropriations</i>			
(8) (a) Dental clinic and educational facility; principal repayment, interest and rebates	GPR	1,060,200	983,300
<i>20.867 Building commission</i>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	–0–	–0–
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	11,431,100	12,476,000
(3) (a) Principal repayment and interest	GPR	2,375,300	19,571,700
(3) (b) Principal repayment and interest	GPR	1,464,900	1,573,500
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	95,600	114,400
(3) (bp) Principal repayment, interest, and rebates	GPR	–0–	–0–
(3) (br) Principal repayment, interest, and rebates	GPR	85,800	84,000
(3) (bt) Principal repayment, interest, and rebates; discovery place museum	GPR	–0–	–0–

ENGROSSED ASSEMBLY BILL 100**SECTION 139**

STATUTE, AGENCY AND PURPOSE	SOURCE	2005-06	2006-07
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	-0-	-0-
TOTAL General Purpose Revenue Debt Service		\$433,625,800	\$495,922,000

20.190 State Fair Park Board

(1) (j) State fair principal repayment, interest and rebates	PR	\$ 3,576,800	\$ 3,746,400
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20.225 Educational communications board

(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	13,100	13,100
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20.245 Historical society

(1) (j) Self-amortizing facilities; principal repayment, interest and rebates	PR	98,400	98,300
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20.285 University of Wisconsin System

(1) (jq) Steam and chilled-water plant; principal repayment, interest and rebates; nonstate entities	PR	865,200	926,300
(1) (kd) Principal repayment, interest and rebates	PR	47,349,500	57,394,600
(1) (km) Aquaculture demonstration facility; principal repayment and interest	PR	256,500	258,700
(1) (ko) Steam and chilled-water plant; principal repayment, interest and rebates	PR	4,903,200	5,249,500

20.370 Natural resources, department of

(7) (ag) Land acquisition; principal repayment and interest	PR	-0-	-0-
(7) (cg) Principal repayment and interest – nonpoint repayments	PR	50,000	50,000

ENGROSSED ASSEMBLY BILL 100

STATUTE, AGENCY AND PURPOSE	SOURCE	2005-06	2006-07
<i>20.410 Corrections, department of</i>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	153,300	238,600
<i>20.485 Veterans affairs, department of</i>			
(1) (go) Self-amortizing housing facilities; principal repayment and interest	PR	806,900	1,504,000
<i>20.505 Administration, department of</i>			
(4) (ha) Principal, interest, and rebates; program revenue – schools	PR	2,995,800	3,001,300
(4) (hb) Principal, interest, and rebates; program revenue – public library boards	PR	17,200	17,200
(5) (g) Principal repayment, interest, and rebates; parking	PR	1,642,000	1,783,200
(5) (kc) Principal repayment, interest, and rebates	PR	18,416,000	18,108,700
<i>20.867 Building commission</i>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	-0-	-0-
(3) (h) Principal repayment, interest and rebates	PR	-0-	-0-
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	-0-	-0-
TOTAL Program Revenue Debt Service		\$ 81,143,900	\$ 92,389,900
<i>20.115 Agriculture, trade and consumer protection, department of</i>			
(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	\$ 847,700	\$ 847,700

ENGROSSED ASSEMBLY BILL 100**SECTION 139**

STATUTE, AGENCY AND PURPOSE	SOURCE	2005-06	2006-07
<i>20.320 Environmental improvement program</i>			
(1) (t) Principal repayment and interest – clean water fund program bonds	SEG	6,000,000	6,000,000
<i>20.370 Natural resources, department of</i>			
(7) (aq) Resource acquisition and development – principal repayment and interest	SEG	237,500	237,000
(7) (ar) Dam repair and removal – principal repayment and interest	SEG	452,300	448,900
(7) (at) Recreation development – principal repayment and interest	SEG	–0–	–0–
(7) (au) State forest acquisition and development – principal repayment and interest	SEG	14,100,000	13,500,000
(7) (bq) Principal repayment and interest – remedial action	SEG	3,520,800	3,769,200
(7) (eq) Administrative facilities – principal repayment and interest	SEG	2,091,100	2,574,300
(7) (er) Administrative facilities – principal repayment and interest; environmental fund	SEG	283,800	371,400
<i>20.395 Transportation, department of</i>			
(6) (aq) Principal repayment and interest, transportation facilities, state funds	SEG	4,460,600	6,184,100
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	29,300	21,000
(6) (au) Principal repayment and interest, SE WI freeway rehabilitation projects, state funds	SEG	–0–	–0–
<i>20.485 Veterans affairs, department of</i>			
(3) (t) Debt service	SEG	28,315,000	30,094,600

ENGROSSED ASSEMBLY BILL 100

STATUTE, AGENCY AND PURPOSE	SOURCE	2005-06	2006-07
(4) (qm) Repayment of principal and interest	SEG	99,200	98,800
<i>20.867 Building commission</i>			
(3) (q) Principal repayment and interest; segregated revenues	SEG	-0-	-0-
TOTAL Segregated Revenue Debt Service		\$ 60,437,300	\$ 64,147,000
 GRAND TOTAL All Debt Service		 \$ 575,207,000	 \$ 652,458,900

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SECTION 140. 20.005 (3) of the statutes is repealed and recreated to read:

3

20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual,

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biennial, and sum certain continuing appropriations and anticipated expenditures

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from other appropriations for the programs and other purposes indicated. All

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appropriations are made from the general fund unless otherwise indicated. The

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letter abbreviations shown designating the type of appropriation apply to both fiscal

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years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

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Figure: 20.005 (3)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
Commerce				
20.115 Agriculture, trade, and consumer protection, department of				
(1)	FOOD SAFETY AND CONSUMER PROTECTION			
(a)	General program operations	GPR	A	-0-
	Food inspection	GPR	A	3,172,800
	Meat and poultry inspection	GPR	A	3,064,500
	Trade and consumer protection	GPR	A	2,290,500
	NET APPROPRIATION			8,527,800
(d)	Payments to ethanol producers	GPR	A	-0-
(g)	Related services	PR	A	50,500
(gb)	Food regulation	PR	A	4,450,200
(gf)	Fruit and vegetable inspection	PR	C	1,006,400
(gh)	Public warehouse regulation	PR	A	111,900
(gm)	Dairy trade regulation	PR	A	170,100

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ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(h) Grain inspection and certification	PR	C	1,122,700	–0–
2	(hm) Ozone–depleting refrigerants and products regulation	PR	A	462,900	462,900
3	(i) Sale of supplies	PR	A	30,000	30,000
5	(j) Weights and measures inspection	PR	A	1,028,600	1,028,600
6	(jb) Consumer protection, information, and education	PR	A	175,000	175,000
8	(k) Payments to ethanol producers	PR–S	A	1,900,000	–0–
9	(m) Federal funds	PR–F	C	3,697,800	3,697,800
10	(q) Dairy, grain, and vegetable security	SEG	A	1,156,400	1,156,400
11	(r) Unfair sales act	SEG	A	210,700	210,700
12	(s) Weights and measures; petroleum inspection fund	SEG	A	547,600	547,600
14	(u) Recyclable and nonrecyclable products regulation	SEG	A	–0–	–0–
16	(v) Agricultural producer security; contingent financial backing	SEG	S	350,000	350,000
18	(w) Agricultural producer security; payments	SEG	S	2,000,000	2,000,000
19	(wb) Agricultural producer security; proceeds of contingent financial backing	SEG	C	–0–	–0–
20	(wc) Agricultural producer security; repayment of contingent financial backing	SEG	S	–0–	–0–
(1) PROGRAM TOTALS					
23	GENERAL PURPOSE REVENUES			8,527,800	8,505,000
	PROGRAM REVENUE			14,206,100	11,183,400
	FEDERAL			(3,697,800)	(3,697,800)
	OTHER			(8,608,300)	(7,485,600)
	SERVICE			(1,900,000)	(–0–)
	SEGREGATED FUNDS			4,264,700	4,264,700
	OTHER			(4,264,700)	(4,264,700)
	TOTAL–ALL SOURCES			26,998,600	23,953,100
24	(2) ANIMAL HEALTH SERVICES				
25	(a) General program operations	GPR	A	2,199,300	2,199,300
26	(b) Animal disease indemnities	GPR	S	108,600	108,600
27	(c) Financial assistance for paratuberculosis testing	GPR	A	250,000	250,000
29	(d) Principal repayment and interest	GPR	S	15,800	11,900
30	(g) Related services	PR	C	–0–	–0–
31	(h) Sale of supplies	PR	A	30,300	30,300
32	(ha) Inspection, testing and enforcement	PR	C	591,000	591,000
33	(j) Dog licenses, rabies control, and related services	PR	C	154,100	154,100
34	(k) Fish hatchery oversight	PR–S	A	–0–	–0–
36	(m) Federal funds	PR–F	C	2,249,200	499,200
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			2,573,700	2,569,800
	PROGRAM REVENUE			3,024,600	1,274,600
	FEDERAL			(2,249,200)	(499,200)

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
	OTHER			(775,400)	(775,400)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			5,598,300	3,844,400
1	(3) MARKETING SERVICES				
2	(a) General program operations	GPR	A	1,857,400	1,857,400
3	(g) Related services	PR	A	–0–	–0–
4	(h) Loans for rural development	PR	C	25,000	62,500
5	(i) Marketing orders and agreements	PR	C	83,800	83,800
6	(j) Stray voltage program	PR	A	353,000	353,000
7	(ja) Marketing services and materials	PR	C	152,000	152,000
8	(jm) Stray voltage program; rural electric cooperatives	PR	A	22,500	22,500
10	(L) Something special from Wisconsin promotion	PR	A	30,500	30,500
12	(m) Federal funds	PR–F	C	751,200	601,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,857,400	1,857,400
	PROGRAM REVENUE			1,418,000	1,305,500
	FEDERAL			(751,200)	(601,200)
	OTHER			(666,800)	(704,300)
	TOTAL–ALL SOURCES			3,275,400	3,162,900
13	(4) AGRICULTURAL ASSISTANCE				
14	(a) Aid to Wisconsin livestock breeders association	GPR	A	–0–	–0–
16	(b) Aids to county and district fairs	GPR	A	250,000	250,000
17	(c) Agricultural investment aids	GPR	B	380,000	380,000
18	(d) Farmers tuition assistance grants	GPR	B	–0–	–0–
19	(e) Aids to World Dairy Expo, Inc.	GPR	A	23,700	23,700
20	(f) Exposition center grants	GPR	A	216,300	216,300
21	(q) Grants for agriculture in the classroom program	SEG	A	100,000	100,000
22	(r) Agricultural investment aids, agricultural management fund	SEG	B	1,000,000	–0–
24	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			870,000	870,000
	SEGREGATED FUNDS			1,100,000	100,000
	OTHER			(1,100,000)	(100,000)
	TOTAL–ALL SOURCES			1,970,000	970,000
25	(7) AGRICULTURAL RESOURCE MANAGEMENT				
26	(a) General program operations	GPR	A	709,000	709,000
27	(b) Principal repayment and interest, conservation reserve enhancement	GPR	S	1,110,900	2,192,400
28	(c) Soil and water resource management program	GPR	C	5,081,900	5,081,900
30	(d) Drainage board grants	GPR	A	200,000	–0–
32	(e) Agricultural chemical cleanup program; general fund	GPR	B	–0–	–0–
34	(f) Principal repayment and interest, soil and water	GPR	S	150,500	610,900
35					

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SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(g) Agricultural impact statements	PR	C	215,700	215,700
2	(ga) Related services	PR	C	116,900	119,100
3	(gm) Seed testing and labeling	PR	C	74,200	76,400
4	(h) Fertilizer research assessments	PR	C	160,500	160,500
5	(ha) Liming material research funds	PR	C	25,000	25,000
6	(ja) Plant protection	PR	C	251,900	251,900
7	(k) Agricultural resource management services	PR-S	C	597,300	601,200
8	(m) Federal funds	PR-F	C	949,200	949,200
10	(qc) Plant protection; conservation fund	SEG	A	1,374,000	1,382,100
11	(qd) Soil and water management; environmental fund	SEG	A	6,715,600	6,718,800
12	(r) General program operations; agrichemical management	SEG	A	5,573,000	5,573,000
14	(s) Principal repayment and interest; soil and water, environmental fund	SEG	A	847,700	847,700
16	(ue) Pesticide sales and use reporting system development	SEG	C	-0-	-0-
18	(va) Clean sweep grants	SEG	A	710,400	710,400
20	(wm) Agricultural chemical cleanup reimbursement	SEG	C	3,000,000	3,000,000
21	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			7,252,300	8,594,200
	PROGRAM REVENUE			2,390,700	2,399,000
	FEDERAL			(949,200)	(949,200)
	OTHER			(844,200)	(848,600)
	SERVICE			(597,300)	(601,200)
	SEGREGATED FUNDS			18,220,700	18,232,000
	OTHER			(18,220,700)	(18,232,000)
	TOTAL-ALL SOURCES			27,863,700	29,225,200
22	(8) CENTRAL ADMINISTRATIVE SERVICES				
23	(a) General program operations	GPR	A	4,409,700	4,389,100
24	(g) Gifts and grants	PR	C	764,200	764,200
25	(gm) Enforcement cost recovery	PR	A	5,000	5,000
26	(h) Sale of material and supplies	PR	C	11,400	11,400
27	(ha) General laboratory related services	PR	C	50,000	50,000
28	(hm) Restitution	PR	C	-0-	-0-
29	(i) Related services	PR	A	100,000	100,000
30	(j) Electronic processing	PR	C	-0-	-0-
31	(jm) Telephone solicitation regulation	PR	C	666,900	666,900
32	(k) Computer system equipment, staff and services	PR-S	A	2,054,400	2,054,400
34	(kL) Central services	PR-S	C	752,100	752,100
35	(km) General laboratory services	PR-S	B	2,655,200	2,634,400
36	(ks) State services	PR-S	C	40,100	40,100
37	(m) Federal funds	PR-F	C	96,000	96,000
38	(pz) Indirect cost reimbursements	PR-F	C	1,391,000	1,383,300
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,409,700	4,389,100

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
PROGRAM REVENUE			8,586,300	8,557,800
FEDERAL			(1,487,000)	(1,479,300)
OTHER			(1,597,500)	(1,597,500)
SERVICE			(5,501,800)	(5,481,000)
TOTAL-ALL SOURCES			12,996,000	12,946,900
20.115 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			25,490,900	26,785,500
PROGRAM REVENUE			29,625,700	24,720,300
FEDERAL			(9,134,400)	(7,226,700)
OTHER			(12,492,200)	(11,411,400)
SERVICE			(7,999,100)	(6,082,200)
SEGREGATED FUNDS			23,585,400	22,596,700
OTHER			(23,585,400)	(22,596,700)
TOTAL-ALL SOURCES			78,702,000	74,102,500
1 20.143 Commerce, department of				
2 (1) ECONOMIC AND COMMUNITY DEVELOPMENT				
3 (a) General program operations	GPR	A	3,812,500	3,908,000
4 (b) Economic development promotion, plans and studies	GPR	A	30,000	30,000
6 (bm) Aid to Forward Wisconsin, Inc.	GPR	A	320,000	320,000
7 (br) Brownfields grant program; general purpose revenue	GPR	A	-0-	-0-
8 (c) Wisconsin development fund; grants, loans and assistance	GPR	B	7,098,400	7,098,400
10 (cf) Community-based nonprofit organization grant for educational project	GPR	A	-0-	-0-
12 (d) High-technology business development corporation	GPR	A	250,000	250,000
14 (dr) Main street program	GPR	A	369,900	369,900
16 (e) Technology-based economic development	GPR	A	-0-	-0-
18 (em) Hazardous pollution prevention; contract	GPR	A	-0-	-0-
19 (er) Rural economic development program	GPR	B	606,500	606,500
20 (ew) International trade, business and economic development grants	GPR	B	-0-	-0-
22 (fg) Community-based economic development programs	GPR	A	712,100	712,100
23 (fj) Manufacturing extension center grants	GPR	A	850,000	850,000
25 (fm) Minority business projects; grants and loans	GPR	B	254,200	254,200
26 (fy) Women's business incubator grant	GPR	B	-0-	-0-
28 (g) Gifts, grants and proceeds	PR	C	472,100	472,100
29 (gc) Business development assistance center	PR	C	-0-	-0-
30 (gm) Wisconsin development fund, administration of grants and loans	PR	C	51,900	51,900
32 (h) Economic development operations	PR	A	-0-	-0-
33 (hm) Certified capital companies	PR	C	-0-	-0-
34 (ie) Wisconsin development fund, repayments	PR	C	4,050,000	4,050,000
35				

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SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(if) Mining economic development grants and loans; repayments	PR	C	-0-	-0-
2	(ig) Gaming economic development and diversification; repayments	PR	B	-0-	-0-
4	(im) Minority business projects; repayments	PR	C	317,200	317,200
6	(ir) Rural economic development loan repayments	PR	C	120,100	120,100
8	(jc) Physician and dentist and health care prov loan assistance pgm; penalties	PR	C	-0-	-0-
10	(jL) Health care provider loan assistance program; local contributions	PR	C	-0-	-0-
12	(jm) Physician and dentist loan assistance program; local contributions	PR	C	-0-	-0-
14	(k) Sale of materials or services	PR-S	C	-0-	-0-
15	(ka) Sale of materials and services — local assistance	PR-S	C	-0-	-0-
17	(kb) Sale of materials and services — individuals and organizations	PR-S	C	-0-	-0-
19	(kc) Clean air act compliance assistance	PR-S	A	220,100	220,100
20	(kf) American Indian economic development; technical assistance	PR-S	A	94,000	94,000
22	(kg) American Indian economic liaison and gaming grants specialist and pgm mktg	PR-S	A	112,900	112,900
24	(kh) American Indian economic development; liaison-grants	PR-S	A	-0-	-0-
26	(kj) Gaming economic development and diversification; grants and loans	PR-S	B	2,538,700	2,538,700
28	(kr) Physician and dental and health care prov loans	PR-S	B	488,700	488,700
30	(kt) Funds transferred from other state agencies	PR-S	C	-0-	-0-
32	(m) Federal aid, state operations	PR-F	C	1,789,300	1,789,300
33	(n) Federal aid, local assistance	PR-F	C	34,400,000	34,400,000
34	(o) Federal aid, individuals and organizations	PR-F	C	-0-	-0-
36	(qa) Brownfields redevelopment activities; administration	SEG	A	200,200	200,200
38	(qm) Brownfields grant program; environmental fund	SEG	A	7,000,000	7,000,000
40	(r) Mining economic development grants and loans	SEG	C	-0-	-0-
42	(x) Industrial building construction loan fund	SEG	C	-0-	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			14,303,600	14,399,100
	PROGRAM REVENUE			44,655,000	44,655,000
	FEDERAL			(36,189,300)	(36,189,300)
	OTHER			(5,011,300)	(5,011,300)
	SERVICE			(3,454,400)	(3,454,400)
	SEGREGATED FUNDS			7,200,200	7,200,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
	OTHER			(7,200,200)	(7,200,200)
	TOTAL-ALL SOURCES			66,158,800	66,254,300
1	(2) HOUSING ASSISTANCE				
2	(a) General program operations	GPR	A	595,300	595,300
3	(b) Housing grants and loans; general purpose revenue	GPR	B	300,300	1,300,300
4	(c) Payments to designated agents	GPR	A	-0-	-0-
6	(fm) Shelter for homeless and transitional housing grants	GPR	A	1,506,000	1,506,000
8	(fr) Mental health for homeless individuals	GPR	A	45,000	45,000
9	(gm) Housing grants and loans; surplus transfer	PR	B	3,000,000	2,000,000
10	(h) Funding for the homeless	PR	C	-0-	-0-
12	(k) Sale of materials or services	PR-S	C	-0-	-0-
13	(kg) Housing program services	PR-S	C	6,884,000	6,884,000
14	(m) Federal aid; state operations	PR-F	C	834,000	744,300
15	(n) Federal aid; local assistance	PR-F	C	-0-	-0-
16	(o) Federal aid; individuals and organizations	PR-F	C	35,565,600	35,565,600
17	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,446,600	3,446,600
	PROGRAM REVENUE			46,283,600	45,193,900
	FEDERAL			(36,399,600)	(36,309,900)
	OTHER			(3,000,000)	(2,000,000)
	SERVICE			(6,884,000)	(6,884,000)
	TOTAL-ALL SOURCES			48,730,200	48,640,500
18	(3) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
19	(a) General program operations	GPR	A	-0-	-0-
20	(de) Private sewage system replacement and rehabilitation	GPR	C	2,999,000	2,999,000
21	(dm) Storage tank inventory	GPR	A	-0-	-0-
23	(g) Gifts and grants	PR	C	18,000	18,000
24	(ga) Auxiliary services	PR	C	25,000	25,000
25	(gb) Local agreements	PR	C	-0-	-0-
26	(h) Local energy resource system fees	PR	A	-0-	-0-
27	(j) Safety and buildings operations	PR	A	16,005,300	15,980,200
28	(ka) Interagency agreements	PR-S	C	111,500	111,500
29	(ks) Data processing	PR-S	C	-0-	-0-
30	(L) Fire dues distribution	PR	C	13,700,000	14,100,000
31	(La) Fire prevention and fire dues administration	PR	A	639,100	639,100
32	(Lm) Petroleum storage remedial action fees	PR	A	-0-	-0-
34	(m) Federal funds	PR-F	C	1,609,800	1,609,800
35	(ma) Federal aid program administration	PR-F	C	-0-	-0-
36	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
37	(q) Groundwater standards; implementation	SEG	A	-0-	-0-
38	(r) Safety and buildings operations; petroleum inspection fund	SEG	A	4,994,500	4,994,500
40	(sa) Administration of mobile homes	SEG	A	100,800	100,800

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SECTION 140

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (sm) Diesel truck idling reduction grants	SEG	A	-0-	1,000,000
2 (sn) Diesel truck idling reduction grant administration	SEG	A	37,700	48,900
4 (t) Petroleum inspection fund – revenue obligation repayment	SEG	S	-0-	-0-
6 (v) Petroleum storage environmental remedial action; awards	SEG	B	40,400,000	37,600,000
8 (w) Petroleum storage environmental remedial action; administration	SEG	A	2,678,300	2,627,600
9	(3) PROGRAM TOTALS			
GENERAL PURPOSE REVENUES			2,999,000	2,999,000
PROGRAM REVENUE			32,108,700	32,483,600
FEDERAL			(1,609,800)	(1,609,800)
OTHER			(30,387,400)	(30,762,300)
SERVICE			(111,500)	(111,500)
SEGREGATED FUNDS			48,211,300	46,371,800
OTHER			(48,211,300)	(46,371,800)
TOTAL-ALL SOURCES			83,319,000	81,854,400
10 (4) EXECUTIVE AND ADMINISTRATIVE SERVICES				
11 (a) General program operations	GPR	A	1,393,000	1,393,000
12 (g) Gifts, grants and proceeds	PR	C	12,000	12,000
13 (k) Sale of materials or services	PR-S	C	42,200	42,200
14 (ka) Sale of materials and services — local assistance	PR-S	C	-0-	-0-
16 (kb) Sale of materials and services — individuals and organizations	PR-S	C	-0-	-0-
18 (kd) Administrative services	PR-S	A	3,450,800	3,409,200
19 (ke) Transfer of unappropriated balances	PR-S	C	-0-	-0-
20 (m) Federal aid, state operations	PR-F	C	-0-	-0-
21 (n) Federal aid, local assistance	PR-F	C	-0-	-0-
22 (o) Federal aid, individuals and organizations	PR-F	C	-0-	-0-
24 (pz) Indirect cost reimbursements	PR-F	C	391,700	391,700
	(4) PROGRAM TOTALS			
GENERAL PURPOSE REVENUES			1,393,000	1,393,000
PROGRAM REVENUE			3,896,700	3,855,100
FEDERAL			(391,700)	(391,700)
OTHER			(12,000)	(12,000)
SERVICE			(3,493,000)	(3,451,400)
TOTAL-ALL SOURCES			5,289,700	5,248,100
20.143 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			21,142,200	22,237,700
PROGRAM REVENUE			126,944,000	126,187,600
FEDERAL			(74,590,400)	(74,500,700)
OTHER			(38,410,700)	(37,785,600)
SERVICE			(13,942,900)	(13,901,300)
SEGREGATED FUNDS			55,411,500	53,572,000
OTHER			(55,411,500)	(53,572,000)
TOTAL-ALL SOURCES			203,497,700	201,997,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	20.144 Financial institutions, department of				
2	(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REG. AND OTHER FUNCTIONS				
3	(a) Losses on public deposits	GPR	S	-0-	-0-
4	(g) General program operations	PR	A	14,097,200	14,097,200
5	(h) Gifts, grants, settlements and publications	PR	C	65,000	65,000
6	(i) Investor education fund	PR	A	100,000	100,000
8	(u) State deposit fund	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			14,262,200	14,262,200
	OTHER			(14,262,200)	(14,262,200)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			14,262,200	14,262,200
9	(2) OFFICE OF CREDIT UNIONS				
10	(g) General program operations	PR	A	1,792,400	1,807,300
11	(m) Credit union examinations, federal funds	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			1,792,400	1,807,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,792,400)	(1,807,300)
	TOTAL-ALL SOURCES			1,792,400	1,807,300
	20.144 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			16,054,600	16,069,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(16,054,600)	(16,069,500)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			16,054,600	16,069,500
12	20.145 Insurance, office of the commissioner of				
13	(1) SUPERVISION OF THE INSURANCE INDUSTRY				
14	(g) General program operations	PR	A	13,496,600	13,631,400
15	(gm) Gifts and grants	PR	C	-0-	-0-
16	(h) Holding company restructuring expenses	PR	C	-0-	-0-
17	(k) Administrative and support services	PR-S	A	4,281,500	4,403,400
18	(m) Federal funds	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			17,778,100	18,034,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(13,496,600)	(13,631,400)
	SERVICE			(4,281,500)	(4,403,400)
	TOTAL-ALL SOURCES			17,778,100	18,034,800
19	(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				
20	(q) Interest earned on future medical expenses	SEG	S	-0-	-0-
21	(u) Administration	SEG	A	1,023,900	973,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(um) Peer review council	SEG	A	136,000	136,000
2	(v) Specified responsibilities, inv. board payments and future medical expenses	SEG	C	54,697,400	54,697,400
3		(2) PROGRAM TOTALS			
	SEGREGATED FUNDS			55,857,300	55,807,300
	OTHER			(55,857,300)	(55,807,300)
	TOTAL-ALL SOURCES			55,857,300	55,807,300
4	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
5	(u) Administration	SEG	A	858,200	881,200
6	(v) Specified payments, fire dues and reinsurance	SEG	C	26,926,600	26,926,600
7		(3) PROGRAM TOTALS			
	SEGREGATED FUNDS			27,784,800	27,807,800
	OTHER			(27,784,800)	(27,807,800)
	TOTAL-ALL SOURCES			27,784,800	27,807,800
8	(4) STATE LIFE INSURANCE FUND				
9	(u) Administration	SEG	A	618,600	618,600
10	(v) Specified payments and losses	SEG	C	3,421,000	3,564,000
		(4) PROGRAM TOTALS			
	SEGREGATED FUNDS			4,039,600	4,182,600
	OTHER			(4,039,600)	(4,182,600)
	TOTAL-ALL SOURCES			4,039,600	4,182,600
11	(5) HEALTH INSURANCE RISK-SHARING PLAN				
12	(g) Insurer assessments	PR	C	25,171,800	39,292,800
		(5) PROGRAM TOTALS			
	PROGRAM REVENUE			25,171,800	39,292,800
	OTHER			(25,171,800)	(39,292,800)
	TOTAL-ALL SOURCES			25,171,800	39,292,800
	20.145 DEPARTMENT TOTALS				
	PROGRAM REVENUE			42,949,900	57,327,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(38,668,400)	(52,924,200)
	SERVICE			(4,281,500)	(4,403,400)
	SEGREGATED FUNDS			87,681,700	87,797,700
	OTHER			(87,681,700)	(87,797,700)
	TOTAL-ALL SOURCES			130,631,600	145,125,300
13	20.155 Public service commission				
14	(1) REGULATION OF PUBLIC UTILITIES				
15	(g) Utility regulation	PR	A	14,270,200	14,261,300
16	(h) Holding company and nonutility affiliate regulation	PR	C	654,100	654,100
17	(j) Intervenor financing	PR	A	750,000	750,000
18	(L) Stray voltage program	PR	A	213,200	213,200
19	(Lb) Gifts for stray voltage program	PR	C	-0-	-0-
20	(Lm) Consumer education and awareness	PR	C	-0-	-0-
21	(m) Federal funds	PR-F	C	150,500	150,500
22	(n) Indirect costs reimbursement	PR-F	C	50,000	50,000
23	(q) Universal telecommunications service	SEG	A	6,000,000	6,000,000
24					

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (r) Nuclear waste escrow fund	SEG	S	-0-	-0-
(1) PROGRAM TOTALS				
PROGRAM REVENUE			16,088,000	16,079,100
FEDERAL			(200,500)	(200,500)
OTHER			(15,887,500)	(15,878,600)
SEGREGATED FUNDS			6,000,000	6,000,000
OTHER			(6,000,000)	(6,000,000)
TOTAL-ALL SOURCES			22,088,000	22,079,100
2 (2) OFFICE OF THE COMMISSIONER OF RAILROADS				
3 (g) Railroad regulation and general program operations	PR	A	578,800	485,000
4 (m) Railroad regulation; federal funds	PR-F	C	-0-	-0-
(2) PROGRAM TOTALS				
PROGRAM REVENUE			578,800	485,000
FEDERAL			(-0-)	(-0-)
OTHER			(578,800)	(485,000)
TOTAL-ALL SOURCES			578,800	485,000
6 (3) WIRELESS 911 GRANTS				
7 (q) General program operations and grants	SEG	C	3,026,400	3,026,400
(3) PROGRAM TOTALS				
SEGREGATED FUNDS			3,026,400	3,026,400
OTHER			(3,026,400)	(3,026,400)
TOTAL-ALL SOURCES			3,026,400	3,026,400
20.155 DEPARTMENT TOTALS				
PROGRAM REVENUE			16,666,800	16,564,100
FEDERAL			(200,500)	(200,500)
OTHER			(16,466,300)	(16,363,600)
SEGREGATED FUNDS			9,026,400	9,026,400
OTHER			(9,026,400)	(9,026,400)
TOTAL-ALL SOURCES			25,693,200	25,590,500
8 20.165 Regulation and licensing, department of				
9 (1) PROFESSIONAL REGULATION				
10 (g) General program operations	PR	A	9,567,100	9,285,200
11 (gm) Applicant investigation reimbursement	PR	C	133,800	133,800
12 (h) Technical assistance; nonstate agencies and organizations	PR	C	-0-	-0-
14 (i) Examinations; general program operations	PR	C	1,515,400	1,460,400
16 (k) Technical assistance; state agencies	PR-S	C	-0-	-0-
17 (m) Federal funds	PR-F	C	-0-	-0-
20.165 DEPARTMENT TOTALS				
PROGRAM REVENUE			11,216,300	10,879,400
FEDERAL			(-0-)	(-0-)
OTHER			(11,216,300)	(10,879,400)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			11,216,300	10,879,400
18 20.190 State fair park board				
19 (1) STATE FAIR PARK				

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SECTION 140

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (c) Housing facilities principal repayment, interest and rebates	GPR	S	994,900	983,000
2 (d) Principal repayment and interest	GPR	S	1,376,800	1,480,800
4 (h) State fair operations	PR	C	17,548,200	12,950,600
5 (i) State fair capital expenses	PR	C	224,000	224,000
6 (j) State fair principal repayment, interest and rebates	PR	S	3,576,800	3,746,400
8 (jm) Gifts and grants	PR	C	–0–	–0–
9 (m) Federal funds	PR-F	C	–0–	–0–
20.190 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,371,700	2,463,800
PROGRAM REVENUE			21,349,000	16,921,000
FEDERAL			(–0–)	(–0–)
OTHER			(21,349,000)	(16,921,000)
TOTAL-ALL SOURCES			23,720,700	19,384,800
Commerce				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			49,004,800	51,487,000
PROGRAM REVENUE			264,806,300	268,669,500
FEDERAL			(83,925,300)	(81,927,900)
OTHER			(154,657,500)	(162,354,700)
SERVICE			(26,223,500)	(24,386,900)
SEGREGATED FUNDS			175,705,000	172,992,800
FEDERAL			(–0–)	(–0–)
OTHER			(175,705,000)	(172,992,800)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL-ALL SOURCES			489,516,100	493,149,300
Education				
10 20.215 Arts board				
11 (1) SUPPORT OF ARTS PROJECTS				
12 (a) General program operations	GPR	A	312,900	312,800
13 (b) State aid for the arts	GPR	A	1,196,700	1,196,700
14 (c) Portraits of governors	GPR	A	–0–	–0–
15 (d) Challenge grant program	GPR	A	778,800	778,800
16 (e) High point fund	GPR	A	–0–	–0–
17 (f) Wisconsin regranting program	GPR	A	124,300	124,300
18 (g) Gifts and grants; state operations	PR	C	20,000	20,000
19 (h) Gifts and grants; aids to individuals and organizations	PR	C	–0–	–0–
20 (j) Support of arts programs	PR	C	–0–	–0–
22 (k) Funds received from other state agencies	PR-S	C	437,200	437,200
23 (ka) Percent-for-art administration	PR-S	A	–0–	–0–
24 (km) State aid for the arts; Indian gaming receipts	PR-S	A	25,200	25,200
26 (m) Federal grants; state operations	PR-F	C	423,700	423,700
27 (o) Federal grants; aids to individuals and organizations	PR-F	C	236,000	236,000
28				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
	20.215 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			2,412,700	2,412,600
	PROGRAM REVENUE			1,142,100	1,142,100
	FEDERAL			(659,700)	(659,700)
	OTHER			(20,000)	(20,000)
	SERVICE			(462,400)	(462,400)
	TOTAL-ALL SOURCES			3,554,800	3,554,700
1	20.220 Wisconsin artistic endowment foundation				
2	(1) WISCONSIN ARTISTIC ENDOWMENT FOUNDATION				
3	(a) Education and marketing	GPR	C	-0-	-0-
4	(q) General program operations	SEG	A	-0-	-0-
5	(r) Support of the arts	SEG	C	-0-	-0-
	20.220 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
6	20.225 Educational communications board				
7	(1) INSTRUCTIONAL TECHNOLOGY				
8	(a) General program operations	GPR	A	3,108,700	3,107,200
9	(b) Energy costs	GPR	A	642,100	674,000
10	(c) Principal repayment and interest	GPR	S	2,127,200	2,265,600
11	(d) Milwaukee area technical college	GPR	A	250,800	250,800
12	(eg) Transmitter construction	GPR	C	-0-	-0-
13	(er) Transmitter operation	GPR	A	19,000	19,000
14	(f) Programming	GPR	A	1,194,200	1,194,200
15	(g) Gifts, grants, contracts, leases, instructional material, and copyrights	PR	C	8,627,500	8,627,500
16	(i) Program revenue facilities; principal repayment, interest, and rebates	PR	S	13,100	13,100
18	(k) Funds received from other state agencies	PR-S	C	-0-	-0-
20	(kb) Emergency weather warning system operation	PR-S	A	149,800	154,400
22	(m) Federal grants	PR-F	C	1,171,800	1,171,800
	20.225 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			7,342,000	7,510,800
	PROGRAM REVENUE			9,962,200	9,966,800
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(8,640,600)	(8,640,600)
	SERVICE			(149,800)	(154,400)
	TOTAL-ALL SOURCES			17,304,200	17,477,600
23	20.235 Higher educational aids board				
24	(1) STUDENT SUPPORT ACTIVITIES				
25	(b) Tuition grants	GPR	B	23,429,900	24,835,700
26	(cg) Nursing student loans	GPR	A	-0-	-0-
27	(cm) Nursing student loan program	GPR	A	450,000	450,000
28	(cr) Minority teacher loans	GPR	A	262,100	262,100
29	(cu) Teacher education loan program	GPR	A	275,000	275,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(cx) Loan pgm for teachers & orient & mobility instructors of vis imp pupils	GPR	A	100,000	100,000
2	(d) Dental education contract	GPR	A	1,400,400	1,400,400
4	(e) Minnesota-Wisconsin student reciprocity agreement	GPR	S	6,100,000	6,100,000
6	(fc) Independent student grants program	GPR	B	-0-	-0-
7	(fd) Talent incentive grants	GPR	B	4,503,800	4,503,800
8	(fe) Wisconsin higher education grants; University of Wisconsin system students	GPR	S	37,057,200	39,280,600
10	(ff) Wisconsin higher education grants; technical college students	GPR	B	15,766,400	16,712,400
12	(fg) Minority undergraduate retention grants program	GPR	B	756,900	756,900
13	(fj) Handicapped student grants	GPR	B	123,800	123,800
15	(fy) Academic excellence higher education scholarship program	GPR	S	3,146,500	3,146,500
17	(g) Student loans	PR	A	-0-	-0-
18	(gg) Nursing student loan repayments	PR	C	-0-	-0-
19	(gm) Indian student assistance; contributions	PR	C	-0-	-0-
20	(i) Gifts and grants	PR	C	-0-	-0-
21	(k) Indian student assistance	PR-S	B	787,600	787,600
22	(km) Wisconsin higher education grants; tribal college students	PR-S	B	404,000	404,000
23	(no) Federal aid; aids to individuals and organizations	PR-F	C	1,707,900	1,707,900
25	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			93,372,000	97,947,200
	PROGRAM REVENUE			2,899,500	2,899,500
	FEDERAL			(1,707,900)	(1,707,900)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,191,600)	(1,191,600)
	TOTAL-ALL SOURCES			96,271,500	100,846,700
26	(2) ADMINISTRATION				
27	(aa) General program operations	GPR	A	861,400	850,900
28	(bb) Student loan interest, loans sold or conveyed	GPR	S	-0-	-0-
29	(bc) Write-off of uncollectible student loans	GPR	A	-0-	-0-
31	(bd) Purchase of defective student loans	GPR	S	-0-	-0-
32	(ga) Student interest payments	PR	C	1,000	1,000
33	(gb) Student interest payments, loans sold or conveyed	PR	C	-0-	-0-
34	(ia) Student loans; collection and administration	PR	C	-0-	-0-
36	(ja) Write-off of defaulted student loans	PR	A	-0-	-0-
38	(n) Federal aid; state operations	PR-F	C	-0-	-0-
39	(qa) Student loan revenue obligation repayment	SEG	C	-0-	-0-
40	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			861,400	850,900

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07	
PROGRAM REVENUE			1,000	1,000	
FEDERAL			(-0-)	(-0-)	
OTHER			(1,000)	(1,000)	
SEGREGATED FUNDS			-0-	-0-	
OTHER			(-0-)	(-0-)	
TOTAL-ALL SOURCES			862,400	851,900	
20.235 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			94,233,400	98,798,100	
PROGRAM REVENUE			2,900,500	2,900,500	
FEDERAL			(1,707,900)	(1,707,900)	
OTHER			(1,000)	(1,000)	
SERVICE			(1,191,600)	(1,191,600)	
SEGREGATED FUNDS			-0-	-0-	
OTHER			(-0-)	(-0-)	
TOTAL-ALL SOURCES			97,133,900	101,698,600	
1	20.245 Historical society				
2	(1) HISTORY SERVICES				
3	(a) General program operations	GPR	A	9,422,900	9,421,500
4	(c) Energy costs	GPR	A	587,500	612,000
5	(e) Principal repayment, interest, and rebates	GPR	S	1,414,600	1,336,700
6	(h) Gifts, grants, and membership sales	PR	C	338,700	338,700
7	(j) Self-amortizing facilities; principal repayment, interest and rebates	PR	S	98,400	98,300
8	(km) Northern great lakes center	PR-S	A	207,600	207,600
10	(ks) General program operations – service funds	PR-S	C	1,697,700	1,697,700
12	(m) General program operations; federal funds	PR-F	C	1,034,900	1,034,900
13	(n) Federal aids	PR-F	C	-0-	-0-
15	(pz) Indirect cost reimbursements	PR-F	C	95,000	95,000
16	(q) Endowment principal	SEG	C	586,200	586,200
17	(r) History preservation partnership trust fund	SEG	C	3,248,500	3,248,500
18	(y) Northern great lakes center; interpretive programming	SEG	A	38,700	38,700
20	20.245 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			11,425,000	11,370,200
	PROGRAM REVENUE			3,472,300	3,472,200
	FEDERAL			(1,129,900)	(1,129,900)
	OTHER			(437,100)	(437,000)
	SERVICE			(1,905,300)	(1,905,300)
	SEGREGATED FUNDS			3,873,400	3,873,400
	OTHER			(3,873,400)	(3,873,400)
	TOTAL-ALL SOURCES			18,770,700	18,715,800
21	20.250 Medical college of Wisconsin				
22	(1) TRAINING OF HEALTH PERSONNEL				
23	(a) General program operations	GPR	A	2,052,500	2,052,500
24	(b) Family medicine and practice	GPR	A	3,371,900	3,371,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(c) Principal repay, int & rebates; biomedical research & technology incubator	GPR	S	300,000	1,893,700
2	(e) Principal repayment and interest	GPR	S	173,700	168,300
4	(k) Tobacco-related illnesses	PR-S	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			5,898,100	7,486,400
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			5,898,100	7,486,400
5	(2) RESEARCH				
6	(g) Breast cancer research	PR	C	250,000	250,000
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	TOTAL-ALL SOURCES			250,000	250,000
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			5,898,100	7,486,400
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,148,100	7,736,400
7	20.255 Public instruction, department of				
8	(1) EDUCATIONAL LEADERSHIP				
9	(a) General program operations	GPR	A	10,001,100	10,012,800
10	(b) Gen pgm ops: program for the deaf and center for the blind	GPR	A	10,397,900	10,397,900
11	(c) Energy costs: program for the deaf and center for the blind	GPR	A	501,900	519,800
13	(d) Principal repayment and interest	GPR	S	1,330,700	1,212,200
15	(dw) Pupil assessment	GPR	A	3,110,700	3,110,700
16	(g) Student activity therapy	PR	A	1,000	1,000
17	(gb) Program for the deaf and center for the blind; nonresident fees	PR	C	50,000	50,000
18	(gh) Program for the deaf and center for the blind; hospitalization	PR	C	-0-	-0-
20	(gL) Program for the deaf and center for the blind; leasing of space	PR	C	10,000	10,000
22	(gs) Program for the deaf and center for the blind; services	PR	C	50,000	50,000
24	(gt) Program for the deaf and center for the blind; pupil transportation	PR	A	850,000	875,000
26	(hf) Administrative leadership academy	PR	A	-0-	-0-
28	(hg) Personnel licensure, teacher supply, info. and analysis and teacher improv.	PR	A	3,380,000	3,188,200
30	(hj) General educational development and high school graduation equivalency	PR	A	125,000	125,000
31	(hm) Services for drivers	PR-S	A	249,700	249,700
33	(i) Publications	PR	A	525,000	550,000
34	(im) Library products and services	PR	C	250,000	250,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(jg) School lunch handling charges	PR	A	14,990,400	14,990,400
2	(jm) Professional services center charges	PR	A	175,000	175,000
3	(jr) Gifts, grants and trust funds	PR	C	1,450,000	1,650,000
4	(js) State-owned housing maintenance	PR	A	4,400	-0-
5	(jz) School district boundary appeal proceedings	PR	C	10,500	10,500
6	(kd) Alcohol and other drug abuse program	PR-S	A	579,100	579,100
8	(ke) Funds transferred from other state agencies; program operations	PR-S	C	2,156,500	2,141,400
10	(km) State agency library processing center	PR-S	A	63,300	63,300
11	(ks) Data processing	PR-S	C	2,517,100	2,517,100
12	(me) Federal aids; program operations	PR-F	C	38,692,600	38,343,600
13	(pz) Indirect cost reimbursements	PR-F	C	2,600,000	2,654,200
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			25,342,300	25,253,400
	PROGRAM REVENUE			68,729,600	68,473,500
	FEDERAL			(41,292,600)	(40,997,800)
	OTHER			(21,871,300)	(21,925,100)
	SERVICE			(5,565,700)	(5,550,600)
	TOTAL-ALL SOURCES			94,071,900	93,726,900
14	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
15	(ac) General equalization aids	GPR	A	4,458,945,900	4,547,745,900
16	(ad) Supplemental aid	GPR	A	125,000	125,000
17	(b) Aids for special education and school age parents programs	GPR	A	320,771,600	332,771,600
18	(bc) Aid for children-at-risk programs	GPR	A	3,500,000	3,500,000
20	(bd) Additional special education aid	GPR	A	-0-	3,500,000
21	(bh) Aid to county children with disabilities education boards	GPR	A	4,214,800	4,214,800
22	(cc) Bilingual-bicultural education aids	GPR	A	9,073,800	9,890,400
24	(ce) English for Southeast Asian children	GPR	A	100,000	100,000
25	(cf) Alternative education grants	GPR	A	5,000,000	5,000,000
26	(cg) Tuition payments; full-time open enrollment transfer payments	GPR	A	9,491,000	9,491,000
28	(cm) Grants for school breakfast programs	GPR	C	1,055,400	1,055,400
29	(cn) Aids for school lunches and nutritional improvement	GPR	A	4,371,100	4,371,100
30	(cp) Wisconsin school day milk program	GPR	A	710,600	710,600
32	(cr) Aid for pupil transportation	GPR	A	20,942,500	27,292,500
33	(cs) Aid for debt service	GPR	A	150,000	150,000
34	(cu) Achievement guarantee contracts	GPR	A	97,614,000	98,588,000
35	(cw) Aid for transportation; youth options program	GPR	A	20,000	20,000
36	(cy) Aid for transportation; open enrollment	GPR	A	500,000	500,000
38	(dm) Grants for alcohol & other drug abuse prevention & intervention programs	GPR	A	4,520,000	4,520,000
40	(do) Grants for preschool to grade 5 programs	GPR	A	7,353,700	7,353,700
41	(eh) Head start supplement	GPR	A	7,212,500	7,212,500
42	(em) Driver education; local assistance	GPR	A	-0-	-0-

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(ep) Second chance partnership	GPR	S	–0–	–0–
2	(fg) Aid for cooperative educational service agencies	GPR	A	300,000	300,000
4	(fk) Grant program for peer review and mentoring	GPR	A	500,000	500,000
6	(fm) Charter schools	GPR	S	34,366,100	37,933,500
7	(fu) Milwaukee parental choice program	GPR	S	90,857,200	92,677,600
8	(fw) Grants for advanced placement courses	GPR	A	100,000	100,000
9	(fy) Grants to support gifted and talented pupils	GPR	A	182,000	182,000
10	(k) Funds transferred from other state agencies; local aids	PR–S	C	9,643,000	9,643,000
12	(kd) Aid for alcohol and other drug abuse programs	PR–S	A	1,518,600	1,518,600
14	(kg) Mentoring grants for initial educators	PR–S	C	–0–	1,350,000
16	(m) Federal aids; local aid	PR–F	C	513,963,300	517,101,400
17	(s) School library aids	SEG	C	29,000,000	29,000,000
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			5,081,977,200	5,199,805,600
	PROGRAM REVENUE			525,124,900	529,613,000
	FEDERAL			(513,963,300)	(517,101,400)
	SERVICE			(11,161,600)	(12,511,600)
	SEGREGATED FUNDS			29,000,000	29,000,000
	OTHER			(29,000,000)	(29,000,000)
	TOTAL–ALL SOURCES			5,636,102,100	5,758,418,600
18	(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
19	(b) Adult literacy grants	GPR	A	50,000	50,000
20	(c) National teacher certification	GPR	S	757,500	945,000
21	(d) Elks and Easter Seals center for respite and recreation	GPR	A	75,000	75,000
22	(dn) Grant to project lead the way	GPR	A	250,000	250,000
24	(e) Aid to public library systems	GPR	A	10,684,800	11,297,400
25	(ea) Library service contracts	GPR	A	876,900	876,900
26	(eg) Milwaukee public museum	GPR	A	50,000	50,000
27	(fa) Very special arts	GPR	A	75,000	75,000
28	(fg) Special olympics	GPR	A	75,000	75,000
29	(fz) Minority group pupil scholarships	GPR	A	2,177,500	2,177,500
30	(mm) Federal funds; local assistance	PR–F	C	1,200,000	1,200,000
31	(ms) Federal funds; individuals and organizations	PR–F	C	47,060,800	47,060,800
32	(q) Periodical and reference information databases	SEG	A	1,992,500	2,030,500
34	(qm) Supplemental aid to public library systems	SEG	A	4,223,800	4,223,800
36	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			15,071,700	15,871,800
	PROGRAM REVENUE			48,260,800	48,260,800
	FEDERAL			(48,260,800)	(48,260,800)
	SEGREGATED FUNDS			6,216,300	6,254,300

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
OTHER			(6,216,300)	(6,254,300)
TOTAL-ALL SOURCES			69,548,800	70,386,900
20.255 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			5,122,391,200	5,240,930,800
PROGRAM REVENUE			642,115,300	646,347,300
FEDERAL			(603,516,700)	(606,360,000)
OTHER			(21,871,300)	(21,925,100)
SERVICE			(16,727,300)	(18,062,200)
SEGREGATED FUNDS			35,216,300	35,254,300
OTHER			(35,216,300)	(35,254,300)
TOTAL-ALL SOURCES			5,799,722,800	5,922,532,400
1 20.285 University of Wisconsin system				
2 (1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
3 (a) General program operations	GPR	A	667,541,200	663,539,100
4 (ab) Student aid	GPR	A	1,347,400	1,347,400
5 (am) Distinguished professorships	GPR	A	826,800	826,800
6 (as) Industrial and economic development research	GPR	A	1,729,200	1,729,200
8 (b) Area health education centers	GPR	A	1,141,700	1,141,700
9 (bm) Fee remissions	GPR	A	30,000	30,000
10 (c) Energy costs	GPR	A	101,065,800	107,887,400
11 (cm) Educational technology	GPR	A	6,509,900	6,509,900
12 (d) Principal repayment and interest	GPR	S	120,280,800	119,506,500
13 (da) Lease rental payments	GPR	S	-0-	-0-
14 (db) Self-amortizing facilities principal and interest	GPR	S	-0-	-0-
16 (em) Schools of business	GPR	A	1,579,400	1,579,400
17 (eo) Extension outreach	GPR	A	351,200	351,200
18 (ep) Extension local planning program	GPR	A	86,700	86,700
19 (er) Grants for study abroad	GPR	A	1,000,000	1,000,000
20 (fc) Department of family medicine and practice	GPR	A	8,571,200	8,571,200
22 (fd) State laboratory of hygiene; general program operations	GPR	A	8,396,800	8,396,800
24 (fj) Veterinary diagnostic laboratory	GPR	A	4,196,400	4,196,400
25 (fm) Laboratories	GPR	A	3,930,200	3,930,200
26 (fs) Farm safety program grants	GPR	A	19,400	19,400
27 (ft) Wisconsin humanities council	GPR	A	72,600	72,600
28 (fx) Alcohol and other drug abuse prevention and intervention	GPR	A	68,000	68,000
29 (g) Physical plant service departments	PR	C	2,091,300	2,091,300
31 (gm) Breast cancer research	PR	C	250,000	250,000
32 (gr) Center for urban land economics research	PR	A	176,700	176,700
33 (gs) Charter school operator payments	PR	C	-0-	-0-
34 (h) Auxiliary enterprises	PR	C	421,135,800	439,163,300
35 (ha) Stores	PR	C	3,633,900	3,633,900
36 (hm) Extension outreach	PR	C	129,900	129,900
37 (i) State laboratory of hygiene	PR	C	19,697,000	19,701,000
38 (ia) State laboratory of hygiene, drivers	PR-S	C	1,411,300	1,411,300

ENGROSSED ASSEMBLY BILL 100

SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(im) Academic student fees	PR	C	788,729,600	816,963,500
2	(in) Payment of debt service; UW-Platteville tri-state initiative facilities	PR-S	C	-0-	-0-
4	(ip) Extension student fees	PR	C	23,010,400	23,010,400
5	(iz) General operations receipts	PR	C	186,789,900	192,355,900
6	(j) Gifts and donations	PR	C	429,337,800	441,562,200
7	(ja) Gifts; student loans	PR	C	3,797,700	3,797,700
8	(je) Veterinary diagnostic laboratory; fees	PR	C	3,138,800	3,138,800
9	(jm) Distinguished professorships	PR	C	768,500	768,500
10	(jp) License plate scholarship programs	PR	C	175,500	175,500
11	(jq) Steam and chilled-water plant; prin repaymt, int, and rebates; nonstate ent	PR	C	865,200	926,300
12	(k) Funds transferred from other state agencies	PR-S	C	126,100	126,100
14	(ka) Sale of real property	PR	C	-0-	-0-
16	(kb) Great Lakes studies	PR-S	A	45,500	45,500
17	(kc) Charter school	PR-S	C	-0-	-0-
18	(kd) Principal repayment, interest and rebates	PR-S	S	47,349,500	57,394,600
19	(ke) Lease rental payments	PR-S	S	-0-	-0-
20	(kf) Outdoors skills training	PR-S	A	46,500	46,500
21	(kg) Veterinary diagnostic laboratory; state agencies	PR-S	C	635,100	635,100
22	(km) Aquaculture demonstration facility; principal repayment and interest	PR-S	A	256,500	258,700
24	(kn) Aquaculture demonstration facility; operational costs	PR-S	A	338,900	392,700
26	(ko) Steam and chilled-water plant; principal repayment, interest, and rebates	PR-S	C	4,903,200	5,249,500
28	(kp) Student-related activities	PR-S	C	-0-	-0-
30	(kr) University of Wisconsin center for tobacco research and intervention	PR-S	C	-0-	-0-
32	(Lm) Laboratories	PR	A	4,405,400	4,405,400
33	(Ls) Schools of business	PR	A	608,100	608,100
34	(m) Federal aid	PR-F	C	492,920,900	492,920,900
35	(ma) Federal aid; loans and grants	PR-F	C	280,179,100	280,179,100
36	(mc) Veterinary diagnostic lab-federal aid	PR-F	C	1,675,900	1,675,900
37	(n) Federal indirect cost reimbursement	PR-F	C	119,620,200	119,620,200
38	(q) Telecommunications services	SEG	A	1,054,800	1,054,800
39	(qm) Grants for forestry programs	SEG	A	128,000	128,000
40	(r) Environmental education; environmental assessments	SEG	C	30,000	30,000
42	(rc) Environmental education; forestry	SEG	A	400,000	400,000
43	(tb) Extension recycling education	SEG	A	339,600	339,600
44	(tm) Solid waste research and experiments	SEG	A	155,100	155,100
45	(u) Trust fund income	SEG	C	21,928,200	21,928,200
46	(w) Trust fund operations	SEG	C	-0-	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			928,744,700	930,789,900
	PROGRAM REVENUE			2,838,250,200	2,912,814,500

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
	FEDERAL			(894,396,100)	(894,396,100)
	OTHER			(1,888,741,500)	(1,952,858,400)
	SERVICE			(55,112,600)	(65,560,000)
	SEGREGATED FUNDS			24,035,700	24,035,700
	OTHER			(24,035,700)	(24,035,700)
	TOTAL-ALL SOURCES			3,791,030,600	3,867,640,100
1	(3) UNIVERSITY SYSTEM ADMINISTRATION				
2	(a) General program operations	GPR	A	8,671,900	8,671,900
3	(iz) General operations receipts	PR	C	152,400	152,400
4	(n) Federal indirect cost reimbursement	PR-F	C	2,004,300	2,004,300
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			8,671,900	8,671,900
	PROGRAM REVENUE			2,156,700	2,156,700
	FEDERAL			(2,004,300)	(2,004,300)
	OTHER			(152,400)	(152,400)
	TOTAL-ALL SOURCES			10,828,600	10,828,600
5	(4) MINORITY AND DISADVANTAGED PROGRAMS				
6	(a) Minority and disadvantaged programs	GPR	A	10,370,200	10,370,200
7	(b) Graduate student financial aid	GPR	A	6,818,100	7,090,800
8	(dd) Lawton minority undergraduate grants program	GPR	S	5,218,300	5,531,400
9	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			22,406,600	22,992,400
	TOTAL-ALL SOURCES			22,406,600	22,992,400
10	(5) UNIVERSITY OF WISCONSIN-MADISON INTERCOLLEGIATE ATHLETICS				
11	(h) Auxiliary enterprises	PR	A	50,586,400	52,124,200
12	(i) Nonincome sports	PR	C	251,200	251,200
13	(j) Gifts and grants	PR	C	8,513,400	10,429,100
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			59,351,000	62,804,500
	OTHER			(59,351,000)	(62,804,500)
	TOTAL-ALL SOURCES			59,351,000	62,804,500
14	(6) UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY				
15	(a) Services received from authority	GPR	A	4,306,700	4,306,700
16	(g) Services provided to authority	PR	C	36,000,000	36,000,000
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,306,700	4,306,700
	PROGRAM REVENUE			36,000,000	36,000,000
	OTHER			(36,000,000)	(36,000,000)
	TOTAL-ALL SOURCES			40,306,700	40,306,700
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			964,129,900	966,760,900
	PROGRAM REVENUE			2,935,757,900	3,013,775,700
	FEDERAL			(896,400,400)	(896,400,400)
	OTHER			(1,984,244,900)	(2,051,815,300)
	SERVICE			(55,112,600)	(65,560,000)
	SEGREGATED FUNDS			24,035,700	24,035,700

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07		
			(24,035,700)	(24,035,700)		
	OTHER					
	TOTAL–ALL SOURCES		3,923,923,500	4,004,572,300		
1	20.292	Technical college system, board of				
2	(1)	TECHNICAL COLLEGE SYSTEM				
3	(a)	General program operations	GPR	A	3,146,200	3,145,100
4	(am)	Fee remissions	GPR	A	14,300	14,300
5	(b)	Displaced homemakers' program	GPR	A	813,400	813,400
6	(c)	Minority student participation and retention grants	GPR	A	589,200	589,200
8	(ce)	Basic skills grants	GPR	A	–0–	–0–
9	(ch)	Health care education programs	GPR	A	5,450,000	5,450,000
10	(d)	State aid for technical colleges; statewide guide	GPR	A	118,415,000	118,415,000
12	(dc)	Incentive grants	GPR	C	6,483,100	6,483,100
13	(dd)	Farm training program tuition grants	GPR	A	143,200	143,200
14	(de)	Services for handicapped students; local assistance	GPR	A	382,000	382,000
16	(dm)	Aid for special collegiate transfer programs	GPR	A	1,073,700	1,073,700
18	(e)	Technical college instructor occupational competency program	GPR	A	68,100	68,100
20	(ef)	School-to-work programs for children at risk	GPR	A	285,000	285,000
22	(eg)	Faculty development grants	GPR	A	794,600	794,600
23	(eh)	Jobs advantage training program grants	GPR	A	1,000,000	1,000,000
24	(em)	Apprenticeship curriculum development	GPR	A	71,600	71,600
25	(fc)	Driver education, local assistance	GPR	A	307,500	307,500
26	(fg)	Chauffeur training grants	GPR	C	191,000	191,000
27	(fm)	Supplemental aid	GPR	A	1,432,500	1,432,500
28	(fp)	Emergency medical technician – basic training; state operations	GPR	A	–0–	–0–
30	(g)	Text materials	PR	A	123,000	123,000
31	(ga)	Auxiliary services	PR	C	18,000	18,000
32	(gm)	Fire schools; state operations	PR	A	434,200	434,200
33	(gr)	Fire schools; local assistance	PR	A	600,000	600,000
34	(h)	Gifts and grants	PR	C	20,600	20,600
35	(hm)	Truck driver training	PR–S	C	616,000	616,000
36	(i)	Conferences	PR	C	85,900	85,900
37	(j)	Personnel certification	PR	A	222,700	222,700
38	(k)	Gifts and grants	PR	C	30,200	30,200
39	(ka)	Interagency projects; local assistance	PR–S	A	3,414,700	3,414,700
40	(kb)	Interagency projects; state operations	PR–S	A	692,100	692,100
41	(kd)	Transfer of Indian gaming receipts; work-based learning programs	PR–S	A	600,000	600,000
43	(km)	Master logger apprenticeship grants	SEG	C	–0–	–0–
44	(kx)	Interagency and intra-agency programs	PR–S	C	290,700	290,700
45	(L)	Services for district boards	PR	A	132,300	132,300
46	(m)	Federal aid, state operations	PR–F	C	3,422,100	3,422,100
47	(n)	Federal aid, local assistance	PR–F	C	28,424,300	28,424,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(o) Federal aid, aids to individuals and organizations	PR-F	C	800,000	800,000
2	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000
4	(q) Agricultural education consultant	GPR	A	62,800	62,800
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			140,723,200	140,722,100
	PROGRAM REVENUE			40,122,800	40,122,800
	FEDERAL			(32,842,400)	(32,842,400)
	OTHER			(1,666,900)	(1,666,900)
	SERVICE			(5,613,500)	(5,613,500)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			180,846,000	180,844,900
5	(2) EDUCATIONAL APPROVAL BOARD				
6	(g) Proprietary school programs	PR-S	A	484,900	484,900
7	(gm) Student protection	PR-S	C	60,300	60,300
8	(i) Closed schools; preservaton of student records	PR-S	A	12,900	12,900
9	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			558,100	558,100
	SERVICE			(558,100)	(558,100)
	TOTAL-ALL SOURCES			558,100	558,100
	20.292 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			140,723,200	140,722,100
	PROGRAM REVENUE			40,680,900	40,680,900
	FEDERAL			(32,842,400)	(32,842,400)
	OTHER			(1,666,900)	(1,666,900)
	SERVICE			(6,171,600)	(6,171,600)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			181,404,100	181,403,000
	Education				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			6,348,555,500	6,475,991,900
	PROGRAM REVENUE			3,636,281,200	3,718,535,500
	FEDERAL			(1,537,428,800)	(1,540,272,100)
	OTHER			(2,017,131,800)	(2,084,755,900)
	SERVICE			(81,720,600)	(93,507,500)
	SEGREGATED FUNDS			63,125,400	63,163,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(63,125,400)	(63,163,400)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			10,047,962,100	10,257,690,800

Environmental Resources

- 10 **20.320 Environmental improvement program**
- 11 (1) CLEAN WATER FUND PROGRAM OPERATIONS

ENGROSSED ASSEMBLY BILL 100

SECTION 140

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (a) Environmental aids — clean water fund program	GPR	A	-0-	-0-
2 (c) Principal repayment and interest — clean water fund program	GPR	S	37,416,700	43,338,100
4 (r) Clean water fund program repayment of revenue obligations	SEG	S	-0-	-0-
6 (s) Clean water fund program financial assistance	SEG	S	-0-	-0-
8 (sm) Land recycling loan program financial assistance	SEG	S	-0-	-0-
10 (t) Principal repayment and interest — clean water fund program bonds	SEG	A	6,000,000	6,000,000
12 (u) Principal repay. & interest – clean water fd. prog. rev. obligation repay.	SEG	C	-0-	-0-
14 (x) Clean water fund program financial assistance; federal	SEG-F	C	-0-	-0-
16 (y) Clean water fund program federal financial hardship assistance	SEG-F	C	-0-	-0-
18	(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES		37,416,700	43,338,100
	SEGREGATED FUNDS		6,000,000	6,000,000
	FEDERAL		(-0-)	(-0-)
	OTHER		(6,000,000)	(6,000,000)
	TOTAL-ALL SOURCES		43,416,700	49,338,100
19 (2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
20 (c) Principal repayment and interest — safe drinking water loan program	GPR	S	2,112,900	2,708,100
22 (s) Safe drinking water loan programs financial assistance	SEG	S	-0-	-0-
24 (x) Safe drinking water loan programs financial assistance; federal	SEG-F	C	-0-	-0-
25	(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES		2,112,900	2,708,100
	SEGREGATED FUNDS		-0-	-0-
	FEDERAL		(-0-)	(-0-)
	OTHER		(-0-)	(-0-)
	TOTAL-ALL SOURCES		2,112,900	2,708,100
26 (3) PRIVATE SEWAGE SYSTEM PROGRAM				
27 (q) Private sewage system loans	SEG	C	-0-	-0-
	(3) PROGRAM TOTALS			
	SEGREGATED FUNDS		-0-	-0-
	OTHER		(-0-)	(-0-)
	TOTAL-ALL SOURCES		-0-	-0-
	20.320 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUES		39,529,600	46,046,200
	SEGREGATED FUNDS		6,000,000	6,000,000
	FEDERAL		(-0-)	(-0-)
	OTHER		(6,000,000)	(6,000,000)
	TOTAL-ALL SOURCES		45,529,600	52,046,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	20.360 Lower Wisconsin state riverway board				
2	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
3	(g) Gifts and grants	PR	C	-0-	-0-
4	(q) General program operations — conservation fund	SEG	A	166,400	166,400
5	20.360 DEPARTMENT TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			166,400	166,400
	OTHER			(166,400)	(166,400)
	TOTAL-ALL SOURCES			166,400	166,400
6	20.370 Natural resources, department of				
7	(1) LAND				
8	(cq) Forestry — reforestation	SEG	C	100,000	100,000
9	(cr) Forestry — recording fees	SEG	C	90,000	90,000
10	(cs) Forestry — forest fire emergencies	SEG	C	-0-	-0-
11	(ct) Timber sales contracts – repair and reimbursement costs	SEG	C	-0-	-0-
12	(cu) Forestry – forestry education curriculum	SEG	A	318,700	318,700
14	(cv) Forestry – public education	SEG	C	318,700	318,700
15	(cx) Forestry–management plans	SEG	C	1,120,000	1,120,000
16	(ea) Parks — general program operations	GPR	A	5,011,000	5,011,000
17	(eq) Parks and forests – operation and maintenance	SEG	S	-0-	-0-
18	(er) Parks and forests – campground reservation fees	SEG	C	-0-	-0-
20	Parks and recreation	SEG	C	-0-	-0-
	NET APPROPRIATION			-0-	-0-
22	(fb) Endangered resources — general program operations	GPR	A	-0-	-0-
24	(fc) Endangered resources — Wisconsin stewardship program	GPR	A	-0-	-0-
26	(fd) Endangered resources — natural heritage inventory program	GPR	A	220,300	220,300
28	(fe) Endangered resources — general fund	GPR	S	364,000	364,000
29	(fg) Aquatic and terrestrial resources inventory	SEG-S	A	-0-	-0-
30	(fs) Endangered resources — voluntary payments; sales, leases and fees	SEG	C	1,605,400	1,605,400
32	(ft) Endangered resources — application fees	SEG	C	-0-	-0-
34	(gr) Endangered resources program — gifts and grants	SEG	C	-0-	-0-
36	(hk) Elk management	PR-S	A	98,000	98,000
37	(hq) Elk hunting fees	SEG	C	-0-	-0-
38	(hr) Pheasant restoration	SEG	C	389,700	180,000
39	(hs) Chronic wasting disease management	SEG	A	1,076,600	1,076,600
40	(ht) Wild turkey restoration	SEG	C	746,600	746,600
41	(hu) Wetlands habitat improvement	SEG	C	338,400	338,400
42	(hv) Aquatic and terrestrial resource inventory	SEG	A	129,800	129,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(hw) Pheasant stocking and propagation	SEG	C	–0–	270,000
2	(it) Atlas revenues	SEG	C	–0–	–0–
3	(iu) Gravel pit reclamation	SEG	C	–0–	–0–
4	(jr) Rental property and equipment — maintenance and replacement	SEG	C	–0–	–0–
6	(kq) Taxes and assessments — conservation fund	SEG	A	300,000	300,000
8	(Lk) Reintroduction of whooping cranes	PR–S	A	56,000	56,000
9	(Lq) Trapper education program	SEG	C	49,100	49,100
10	(Lr) Beaver control; fish and wildlife account	SEG	C	36,600	36,600
11	(Ls) Control of wild animals	SEG	C	228,000	228,000
12	(Lt) Wildlife management	SEG	A	–0–	–0–
13	(Lu) Fish and wildlife habitat	SEG	S	–0–	–0–
14	(ma) General program operations — state funds	GPR	A	5,900	5,900
16	(mg) General program operations — endangered resources	PR	C	–0–	–0–
18	(mi) General program operations — private and public sources	PR	C	627,000	627,000
20	(mk) General program operations — service funds	PR–S	C	773,900	773,900
22	(mq) General program operations — state snowmobile trails and areas	SEG	A	208,700	208,700
23	(ms) General program operations — state all-terrain vehicle projects	SEG	A	225,000	225,000
26	(mt) Land preservation and management – endowment fund	SEG	S	–0–	–0–
28	(mu) General program operations — state funds	SEG	A	–0–	–0–
30	Land program management	SEG	A	905,000	905,000
31	Wildlife management	SEG	A	11,538,300	11,538,300
32	Southern forests	SEG	A	4,877,300	4,882,800
33	Parks and recreation	SEG	A	9,752,000	9,841,100
34	Endangered resources	SEG	A	605,700	605,700
35	Facilities and lands	SEG	A	6,722,500	6,722,500
	NET APPROPRIATION			34,400,800	34,495,400
36	(mv) General program operations – state funds; forestry	SEG	A	44,964,600	45,123,900
38	(my) General program operations — federal funds	SEG–F	C	–0–	–0–
40	Wildlife management	SEG–F	C	3,720,600	3,694,300
41	Forestry	SEG–F	C	805,300	805,300
42	Southern forests	SEG–F	C	92,700	92,700
43	Parks and recreation	SEG–F	C	615,600	615,600
44	Endangered resources	SEG–F	C	549,700	549,700
45	Facilities and lands	SEG–F	C	1,706,300	1,706,300
	NET APPROPRIATION			7,490,200	7,463,900
46	(mz) Forest fire emergencies — federal funds	SEG–F	C	–0–	–0–

ENGROSSED ASSEMBLY BILL 100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			5,601,200	5,601,200
	PROGRAM REVENUE			1,554,900	1,554,900
	OTHER			(627,000)	(627,000)
	SERVICE			(927,900)	(927,900)
	SEGREGATED FUNDS			94,136,900	94,424,800
	FEDERAL			(7,490,200)	(7,463,900)
	OTHER			(86,646,700)	(86,960,900)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			101,293,000	101,580,900
1	(2) AIR AND WASTE				
2	(bg) Air management — stationary sources	PR	A	9,182,800	8,035,700
3	(bh) Air management — state permit sources	PR	A	–0–	1,142,000
4	(bi) Air management — asbestos management	PR	C	450,400	450,400
6	(bq) Air management — vapor recovery administration	SEG	A	78,400	78,400
8	(br) Air management — mobile sources	SEG	A	1,263,800	1,263,800
9	(cf) Air management – motor veh. emission inspection & maint. prog., state funds	GPR	A	44,900	44,900
10	(cg) Air management — recovery of ozone–depleting refrigerants	PR	A	128,200	128,200
12	(ch) Air management — emission analysis	PR	C	–0–	–0–
14	(ci) Air management — permit review and enforcement	PR	A	2,608,100	2,767,900
16	(cL) Air management – air waste management–incinerator operator certification	PR	C	–0–	–0–
17	(dg) Solid waste management — solid and hazardous waste disposal administration	PR	C	3,208,800	3,176,600
18	(dh) Solid waste management–remediated property	PR	C	758,400	758,400
20	(di) Solid waste management — operator certification	PR	C	–0–	–0–
22	(dq) Solid waste management — waste management fund	SEG	C	–0–	–0–
24	(dt) Solid waste management — closure and long–term care	SEG	C	–0–	–0–
26	(du) Solid waste management – site specific remediation	SEG	C	–0–	–0–
28	(dv) Solid waste management — environmental repair; spills; abandoned containers	SEG	C	2,440,800	2,440,800
30	(dw) Solid waste management — environmental repair; petroleum spills; admin.	SEG	A	488,900	488,900
32	(dy) Solid waste mgt. — corrective action; proofs of financial responsibility	SEG	C	–0–	–0–
34	(dz) Solid waste management – assessments and legal action	SEG	C	–0–	–0–
33					
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ENGROSSED ASSEMBLY BILL 100

SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(eg) Solid waste facility siting board fee	PR	A	-0-	-0-
2	(eh) Solid waste management — source reduction review	PR	C	-0-	-0-
4	(eq) Solid waste management – dry cleaner environmental response	SEG	A	138,700	138,700
6	(fq) Indemnification agreements	SEG	S	-0-	-0-
7	(gh) Mining — mining regulation and administration	PR	A	295,400	258,500
8	(gr) Solid waste management — mining programs	SEG	C	-0-	-0-
10	(hq) Recycling; administration	SEG	A	1,174,200	1,174,200
12	(ma) General program operations — state funds	GPR	A	1,653,800	1,619,100
14	(mi) General program operations — private and public sources	PR	C	-0-	-0-
16	(mk) General program operations — service funds	PR-S	C	100,000	100,000
18	(mm) General program operations — federal funds	PR-F	C	7,926,000	7,867,100
20	(mq) General program operations – environmental fund	SEG	A	3,227,500	3,200,200
22	(mr) General program operations – brownfields	SEG	A	252,700	252,700
24	(mu) Petroleum inspection fd. suppl. to env. fd.; env. repair and well comp.	SEG	A	1,049,400	1,049,400
26	(my) General program operations — environmental fund; federal funds	SEG-F	C	861,200	861,200
27	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,698,700	1,664,000
	PROGRAM REVENUE			24,658,100	24,684,800
	FEDERAL			(7,926,000)	(7,867,100)
	OTHER			(16,632,100)	(16,717,700)
	SERVICE			(100,000)	(100,000)
	SEGREGATED FUNDS			10,975,600	10,948,300
	FEDERAL			(861,200)	(861,200)
	OTHER			(10,114,400)	(10,087,100)
	TOTAL-ALL SOURCES			37,332,400	37,297,100
28	(3) ENFORCEMENT AND SCIENCE				
29	(ad) Law enforcement – car killed deer; general fund	GPR	A	502,100	514,600
30	(ak) Law enforcement – snowmobile enforcement and safety training; service funds	PR-S	A	1,082,700	1,082,700
32	(aq) Law enforcement — snowmobile enforcement and safety training	SEG	A	-0-	-0-
34	(ar) Law enforcement — boat enforcement and safety training	SEG	A	2,346,300	2,363,200
36	(as) Law enforcement — all-terrain vehicle enforcement	SEG	A	1,088,200	1,102,300
38	(at) Education and safety programs	SEG	A	228,500	341,000

ENGROSSED ASSEMBLY BILL 100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(aw) Law enforcement — car kill deer	SEG	A	502,100	514,600
2	(ax) Law enforcement – water resources enforcement	SEG	A	213,200	215,100
3	(bg) Enforcement — stationary sources	PR	A	84,900	90,000
5	(bL) Operator certification — fees	PR	A	102,800	102,800
6	(dg) Environmental impact — consultant services; printing and postage costs	PR	C	–0–	–0–
8	(dh) Environmental impact — power projects	PR	C	28,100	28,100
9	(di) Environmental consulting costs — federal power projects	PR	A	–0–	–0–
10	(fj) Environmental quality – laboratory certification	PR	A	660,800	660,800
13	(is) Lake research; voluntary contributions	SEG	C	69,600	69,600
14	(ma) General program operations — state funds	GPR	A	2,996,700	2,996,700
16	(mi) General program operations — private and public sources	PR	C	400,700	400,700
18	(mk) General program operations — service funds	PR-S	C	1,068,500	1,068,500
20	(mm) General program operations — federal funds	PR-F	C	461,900	461,900
22	(mq) General program operations — environmental fund	SEG	A	957,800	990,600
24	(mr) Recycling; enforcement and research	SEG	A	243,900	247,800
25	(ms) General program operations – pollution prevention	SEG	A	84,800	84,800
26	(mt) General program operations, nonpoint source — environmental fund	SEG	A	356,800	356,800
28	(mu) General program operations — state funds	SEG	A	16,953,900	17,126,000
30	(mw) Water resources – public health	SEG	A	25,000	25,000
32	(my) General program operations — federal funds	SEG-F	C	6,161,100	6,161,100
33	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,498,800	3,511,300
	PROGRAM REVENUE			3,890,400	3,895,500
	FEDERAL			(461,900)	(461,900)
	OTHER			(1,277,300)	(1,282,400)
	SERVICE			(2,151,200)	(2,151,200)
	SEGREGATED FUNDS			29,231,200	29,597,900
	FEDERAL			(6,161,100)	(6,161,100)
	OTHER			(23,070,100)	(23,436,800)
	TOTAL-ALL SOURCES			36,620,400	37,004,700
34	(4) WATER				
35	(af) Water resources – remedial action	GPR	C	142,500	142,500
36	(ag) Water resources – pollution credits	PR	C	–0–	–0–
37	(ah) Water resources – Great Lakes protection fund	PR	C	229,000	229,000
38					

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(aq) Water resources management – management activities	SEG	A	3,145,200	3,145,200
2	(ar) Water resources – groundwater management	SEG	B	91,900	91,900
4	(as) Water resources — trading water pollution credits	SEG	C	–0–	–0–
6	(at) Watershed — nonpoint source contracts	SEG	B	997,600	997,600
8	(au) Cooperative remedial action; contributions	SEG	C	–0–	–0–
10	(av) Cooperative remedial action; interest on contributions	SEG	S	–0–	–0–
12	(bg) Water regulation and zoning – computer access fees	PR	C	–0–	–0–
13	(bh) Water regulation and zoning – dam inspect. and safety administ.; gen. fund	PR	A	–0–	–0–
16	(bi) Water regulation and zoning – fees	PR	A	837,100	777,800
17	(bj) Storm water management – fees	PR	A	1,403,000	1,532,400
18	(bL) Wastewater management – fees	PR	C	141,700	141,700
19	(br) Water reg. & zoning — dam safety & wetland mapping; conservation fund	SEG	A	580,700	580,700
20	(cg) Groundwater quantity administration	PR	A	306,200	387,900
22	(ch) Groundwater quantity research	PR	B	100,000	100,000
23	(kk) Fishery resources for ceded territories	PR–S	A	146,000	146,000
24	(ku) Great Lakes trout and salmon	SEG	C	1,222,700	1,222,700
25	(kv) Trout habitat improvement	SEG	C	1,160,000	1,160,000
26	(kw) Sturgeon stock and habitat	SEG	C	134,400	134,400
27	(ky) Sturgeon stock and habitat – inland waters	SEG	C	–0–	137,300
28	(ma) General program operations – state funds	GPR	A	–0–	–0–
30	Watershed management	GPR	A	6,251,100	6,221,100
31	Fisheries management and habitat protection	GPR	A	3,092,500	3,092,500
33	Drinking water and groundwater	GPR	A	2,070,600	2,070,600
34	Water program management	GPR	A	2,755,100	2,755,100
	NET APPROPRIATION			14,169,300	14,139,300
35	(mi) General program operations – private and public sources	PR	C	160,000	160,000
36	(mk) General program operations — service funds	PR–S	C	537,600	537,600
38	(mm) General program operations – federal funds	PR–F	C	–0–	–0–
40	Watershed management	PR–F	C	5,561,000	5,561,000
42	Fisheries management and habitat protection	PR–F	C	1,314,500	1,314,500
44	Drinking water and groundwater	PR–F	C	4,237,200	4,237,200
	NET APPROPRIATION			11,112,700	11,112,700
45	(mq) General program operations – environmental fund	SEG	A	–0–	–0–
46	Watershed management	SEG	A	1,552,400	1,547,300

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(bq) Resource aids – county forest loans; severance share payments	SEG	C	–0–	–0–
2	(br) Resource aids – forest croplands and managed forest land aids	SEG	A	2,463,000	2,363,000
4	(bs) Resource aids – county forest loans	SEG	A	622,400	622,400
6	(bt) Resource aids – county forest project loans	SEG	C	400,000	400,000
8	(bu) Resource aids – county forest project loans; severance share payments	SEG	C	–0–	–0–
10	(bv) Res. aids – county forests, forest croplands and managed forest land aids	SEG	S	1,379,400	1,416,400
12	(bw) Resource aids – urban forestry and county forest administrator grants	SEG	A	2,018,100	2,128,100
14	(bx) Resource aids – national forest income aids	PR-F	C	782,200	782,200
16	(by) Resource aids — fire suppression grants	SEG	A	448,000	448,000
17	(cb) Recreation aids – snowmobile trail and area aids; general fund	GPR	A	–0–	–0–
18	(cq) Recreation aids – recreational boating and other projects	SEG	C	4,027,000	3,122,000
20	(cr) Recreation aids – county snowmobile trail and area aids	SEG	C	2,500,400	2,500,400
22	(cs) Recreation aids – snowmobile trail areas	SEG	C	4,552,200	4,738,200
24	(ct) Recreation aids – all-terrain vehicle project aids; gas tax payment	SEG	C	1,573,000	1,734,300
26	(cu) Recreation aids — all-terrain vehicle project aids	SEG	C	1,600,000	1,600,000
28	(cw) Recreation aids – supplemental snowmobile trail aids	SEG	C	614,100	614,100
30	(cx) Recreation aids — all-terrain vehicle safety program	SEG	A	250,000	250,000
32	(cy) Recreation and resource aids, federal funds	SEG-F	C	510,900	510,900
34	(da) Aids in lieu of taxes – general fund	GPR	S	3,152,000	4,208,000
35	(dq) Aids in lieu of taxes – sum sufficient	SEG	S	780,000	780,000
36	(dr) Aids in lieu of taxes – sum certain	SEG	A	4,000,000	4,000,000
37	(dx) Resource aids — payment in lieu of taxes; federal	PR-F	C	440,000	440,000
38	(ea) Enforcement aids — spearfishing enforcement	GPR	C	–0–	–0–
40	(eq) Enforcement aids — boating enforcement	SEG	A	1,400,000	1,400,000
42	(er) Enforcement aids — all-terrain vehicle enforcement	SEG	A	200,000	200,000
44	(es) Enforcement aids — snowmobiling enforcement	SEG	A	400,000	400,000
46	(ex) Enforcement aids — federal funds	SEG-F	C	–0–	–0–
48	(fq) Wildlife damage claims and abatement	SEG	C	1,587,700	2,187,700
49	(fr) Wildlife abatement and control grants	SEG	B	25,000	25,000
50	(fs) Venison processing	SEG	B	600,000	600,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07	
1	(ft) Venison processing; voluntary contributions	SEG	C	–0–	–0–	
2		(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,152,000	4,208,000	
	PROGRAM REVENUE			1,222,200	1,222,200	
	FEDERAL			(1,222,200)	(1,222,200)	
	SEGREGATED FUNDS			34,339,900	35,129,200	
	FEDERAL			(510,900)	(510,900)	
	OTHER			(33,829,000)	(34,618,300)	
	TOTAL–ALL SOURCES			38,714,100	40,559,400	
3	(6) ENVIRONMENTAL AIDS					
4	(aa) Environmental aids – non–point source	GPR	B	839,400	839,400	
5	(ar) Environmental aids – lake protection	SEG	C	3,675,400	4,175,400	
6	(au) Environmental aids — river protection; environmental fund	SEG	A	–0–	–0–	
8	(av) Environmental aids – river protection; conservation fund	SEG	A	292,400	292,400	
10	(aw) Environmental aids – river protection; nonprofit organization contracts	SEG	C	75,000	75,000	
12	(bj) Environmental aids — waste reduction and recycling grants and gifts	PR	C	–0–	–0–	
14	(bk) Environmental aids — wastewater and drinking water grant	PR–S	A	–0–	–0–	
16	(br) Environmental aids – waste reduction and recycling	SEG	C	500,000	500,000	
18	(bu) Financial assistance for responsible units	SEG	A	24,500,000	24,500,000	
19	(bv) Recycling efficiency incentive grants	SEG	A	1,900,000	1,900,000	
20	(ca) Environmental aids – scenic urban waterways	GPR	C	–0–	–0–	
22	(cm) Environmental aids – federal funds	PR–F	C	–0–	–0–	
23	(cr) Environmental aids – compensation for well contamination	SEG	C	294,000	294,000	
24	(da) Environmental planning aids – local water quality planning	GPR	A	269,200	269,200	
26	(dm) Environmental planning aids – federal funds	PR–F	C	150,000	150,000	
28	(dq) Environmental aids — urban nonpoint source	SEG	B	1,399,000	1,399,000	
30	(ef) Brownfields revolving loan repayments	PR	C	–0–	–0–	
32	(eg) Groundwater mitigation and local assistance	PR	C	593,800	512,100	
34	(eh) Brownfields revolving loan funds administered for other entity	PR	C	–0–	–0–	
36	(em) Federal brownfields revolving loan funds	PR–F	C	1,000,000	1,000,000	
37	(eq) Environmental aids – dry cleaner environmental response	SEG	B	2,600,000	1,050,000	
38	(et) Environmental aids – brownfield site assessment	SEG	B	1,700,000	1,700,000	
40						

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07	
1	(eu) Environmental aids – brownfields green space grants	SEG	B	500,000	500,000	
2		(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,108,600	1,108,600	
	PROGRAM REVENUE			1,743,800	1,662,100	
	FEDERAL			(1,150,000)	(1,150,000)	
	OTHER			(593,800)	(512,100)	
	SERVICE			(–0–)	(–0–)	
	SEGREGATED FUNDS			37,435,800	36,385,800	
	OTHER			(37,435,800)	(36,385,800)	
	TOTAL–ALL SOURCES			40,288,200	39,156,500	
3	(7) DEBT SERVICE AND DEVELOPMENT					
4	(aa) Resource acquisition and development – principal repayment and interest	GPR	S	27,921,400	34,481,800	
6	(ac) Principal repayment and interest – recreational boating bonds	GPR	S	–0–	–0–	
8	(ag) Land acquisition; principal repayment and interest	PR	C	–0–	–0–	
10	(ah) Principal repayment and interest – stewardship program	PR	C	–0–	–0–	
12	(aq) Resource acquisition and development – principal repayment and interest	SEG	S	237,500	237,000	
13	(ar) Dam repair and removal – principal repayment and interest	SEG	S	452,300	448,900	
16	(at) Recreation development – principal repayment and interest	SEG	S	–0–	–0–	
18	(au) State forest acquisition and development — principal repayment and interest	SEG	A	14,100,000	13,500,000	
19	(bq) Principal repayment and interest – remedial action	SEG	S	3,520,800	3,769,200	
20	(ca) Principal repayment and interest – nonpoint source grants	GPR	S	5,573,200	6,438,600	
23	(cb) Principal repayment and interest – pollution abatement bonds	GPR	S	51,302,400	50,483,200	
24	(cc) Principal repay. and int. – combined sewer overflow; pollution abat. bonds	GPR	S	16,355,300	16,247,400	
26	(cd) Principal repayment and interest – municipal clean drinking water grants	GPR	S	849,000	859,000	
28	(ce) Principal repayment and interest – nonpoint source compliance	GPR	S	180,700	176,900	
30	(cf) Principal repayment and interest – urban nonpoint source cost-sharing	GPR	S	987,500	1,270,900	
33	(cg) Principal repayment and interest – nonpoint repayments	PR	C	50,000	50,000	
34	(ea) Administrative facilities – principal repayment and interest	GPR	S	727,400	765,500	
36	(eq) Administrative facilities – principal repayment and interest	SEG	S	2,091,100	2,574,300	
38						
40						

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(er) Administrative facilities – principal repayment & interest; env. fund	SEG	S	283,800	371,400
2	(fa) Resource maintenance and development – state funds	GPR	C	894,400	894,400
4	(fk) Resource acquisition and development – service funds; transportation moneys	PR-S	C	1,000,000	1,000,000
6	(fq) Resource maintenance and development — state park, forest, and river	SEG-S	C	-0-	-0-
8	(fr) Resource acq. and dev. – boating access to southeastern lakes	SEG	C	100,000	100,000
10	(fs) Resource acquisition and development – state funds	SEG	C	898,100	898,100
12	(ft) Resource acquisition and development – boating access	SEG	C	200,000	200,000
14	(fu) Resource acquisition and development — nonmotorized boating improvements	SEG	C	-0-	-0-
16	(fv) Resource acq. and dev. – Mississippi and St. Croix rivers management	SEG	C	62,500	62,500
17	(fy) Resource acquisition and development — federal funds	SEG-F	C	2,120,000	2,120,000
19	(gg) Ice Age trail – gifts and grants	PR	C	-0-	-0-
18	(gq) State trails – gifts and grants	SEG	C	-0-	-0-
20	(ha) Facilities acquisition, development and maintenance	GPR	C	170,900	170,900
22	(hq) Facilities acquisition, development and maintenance – conservation fund	SEG	C	376,800	376,800
24	(jr) Rental property and equipment – maintenance and replacement	SEG	C	-0-	-0-
25	(mc) Resource maintenance and development – state park, forest & riverway roads	GPR	C	321,400	321,400
27	(mi) General program operations – private and public sources	PR	C	-0-	-0-
28	(mk) General program operations – service funds	PR-S	C	-0-	-0-
30	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			105,283,600	112,110,000
	PROGRAM REVENUE			1,050,000	1,050,000
	OTHER			(50,000)	(50,000)
	SERVICE			(1,000,000)	(1,000,000)
	SEGREGATED FUNDS			24,442,900	24,658,200
	FEDERAL			(2,120,000)	(2,120,000)
	OTHER			(22,322,900)	(22,538,200)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			130,776,500	137,818,200
31	(8) ADMINISTRATION AND TECHNOLOGY				
32	(ir) Promotional activities and publications	SEG	C	83,000	83,000
33	(iw) Statewide recycling administration	SEG	A	205,700	205,700

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SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(ma) General program operations — state funds	GPR	A	2,981,700	2,981,700
3	(mg) General program operations — stationary sources	PR	A	–0–	–0–
4	(mi) General program operations — private and public sources	PR	C	–0–	–0–
6	(mk) General program operations — service funds	PR-S	C	5,058,500	5,058,500
8	(mq) General program operations — mobile sources	SEG	A	586,100	586,100
10	(mr) General program operations – environmental improvement fund	SEG	A	349,900	349,900
13	(mt) Equipment pool operations	SEG-S	C	–0–	–0–
14	(mu) General program operations — state funds	SEG	A	13,659,100	13,659,100
16	(mv) General program operations — environmental fund	SEG	A	1,306,800	1,306,800
18	(mz) Indirect cost reimbursements	SEG-F	C	6,438,800	6,438,800
19	(ni) Geographic information systems, general program operations – other funds	PR	C	38,700	38,700
20	(nk) Geographic information systems, general program operations — service fds.	PR-S	C	1,503,600	1,503,600
23	(zq) Gifts and donations	SEG	C	–0–	–0–
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,981,700	2,981,700
	PROGRAM REVENUE			6,600,800	6,600,800
	OTHER			(38,700)	(38,700)
	SERVICE			(6,562,100)	(6,562,100)
	SEGREGATED FUNDS			22,629,400	22,629,400
	FEDERAL			(6,438,800)	(6,438,800)
	OTHER			(16,190,600)	(16,190,600)
	SERVICE			(–0–)	(–0–)
	TOTAL-ALL SOURCES			32,211,900	32,211,900
24	(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
25	(eg) Gifts and grants; environmental management systems	PR	C	–0–	–0–
26	(gb) Education programs – program fees	PR	B	54,300	54,300
28	(hk) Approval fees to Lac du Flambeau band-service funds	PR-S	A	100,000	100,000
30	(hs) Approval fees from Lac du Flambeau band	SEG	C	–0–	–0–
32	(ht) Approval fees to Lac du Flambeau band	SEG	S	–0–	–0–
33	(hu) Handling, issuing and approval list fees	SEG	C	154,000	154,000
34	(iq) Natural resources magazine	SEG	C	924,900	924,900
35	(is) Statewide recycling administration	SEG	A	428,600	428,600
36	(ma) General program operations – state funds	GPR	A	1,261,200	1,261,200
37	(mh) General programs operations – stationary sources	PR	A	420,700	420,700
38					

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(mi) General program operations — private and public sources	PR	C	40,000	40,000
2	(mj) General program operations — solid and hazardous waste	PR	A	-0-	-0-
4	(mk) General program operations — service funds	PR-S	C	1,726,600	1,726,600
6	(mm) General program operations – federal funds	PR-F	C	1,039,700	1,039,700
8	(mq) General program operations – mobile sources	SEG	A	180,900	180,900
10	(ms) General program operations — cooperative environmental assistance	SEG	A	-0-	-0-
12	(mt) Aids administration — environmental improvement programs; state funds	SEG	A	1,207,400	1,207,400
14	(mu) General program operations – state funds	SEG	A	14,084,400	14,086,400
16	(mv) General program operations — environmental fund	SEG	A	1,061,400	1,061,400
18	(mw) Aids administration – snowmobile recreation	SEG	A	176,700	176,700
20	(mx) Aids administration – clean water fund program; federal funds	SEG-F	C	1,094,700	1,094,700
22	(my) General program operations – federal funds	SEG-F	C	257,100	257,100
23	(mz) Indirect cost reimbursements	SEG-F	C	1,196,600	1,196,600
25	(nq) Aids administration – dry cleaner environmental response	SEG	A	68,500	68,500
26	(ny) Aids administration – safe drinking water loan programs; federal funds	SEG-F	C	168,200	168,200
28	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,261,200	1,261,200
	PROGRAM REVENUE			3,381,300	3,381,300
	FEDERAL			(1,039,700)	(1,039,700)
	OTHER			(515,000)	(515,000)
	SERVICE			(1,826,600)	(1,826,600)
	SEGREGATED FUNDS			21,003,400	21,005,400
	FEDERAL			(2,716,600)	(2,716,600)
	OTHER			(18,286,800)	(18,288,800)
	TOTAL-ALL SOURCES			25,645,900	25,647,900
	20.370 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			138,897,600	146,727,800
	PROGRAM REVENUE			59,074,800	59,176,700
	FEDERAL			(22,912,500)	(22,853,600)
	OTHER			(22,910,900)	(23,071,700)
	SERVICE			(13,251,400)	(13,251,400)
	SEGREGATED FUNDS			307,651,200	308,384,000
	FEDERAL			(31,916,400)	(31,911,900)
	OTHER			(275,734,800)	(276,472,100)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			505,623,600	514,288,500

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SECTION 140

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 20.373 Fox river navigational system authority				
2 (1) INITIAL COSTS				
3 (g) Administration, operation, repair, and rehabilitation	PR	C	–0–	–0–
4 (r) Establishment and operation	SEG	C	30,700	30,700
20.373 DEPARTMENT TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED FUNDS			30,700	30,700
OTHER			(30,700)	(30,700)
TOTAL–ALL SOURCES			30,700	30,700
6 20.380 Tourism, department of				
7 (1) TOURISM DEVELOPMENT PROMOTION				
8 (a) General program operations	GPR	A	3,354,100	3,252,600
9 (b) Tourism marketing; general purpose revenue	GPR	A	–0–	–0–
10 (g) Gifts, grants and proceeds	PR	C	6,200	6,200
12 (h) Tourism promotion; sale of surplus property	PR	C	–0–	–0–
13 (j) Tourism promotion – private and public sources	PR	C	100,000	100,000
16 (k) Sale of materials or services	PR–S	C	–0–	–0–
17 (ka) Sales of materials or services–local assistance	PR–S	C	–0–	–0–
18 (kb) Sales of materials or services–individuals and organizations	PR–S	C	–0–	–0–
20 (kc) Marketing clearinghouse charges	PR–S	A	–0–	–0–
22 (kg) Tourism marketing; gaming revenue	PR–S	B	9,115,700	9,149,400
23 (km) Tourist information assistant	PR–S	A	189,500	189,500
24 (m) Federal aid–state operations	PR–F	C	–0–	–0–
25 (n) Federal aid–local assistance	PR–F	C	–0–	–0–
26 (o) Federal aid–individuals and organizations	PR–F	C	–0–	–0–
28 (q) Administrative services–conservation fund	SEG	A	12,200	12,200
30 (w) Tourism marketing; transportation fund	SEG	B	1,600,000	2,200,000
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,354,100	3,252,600
PROGRAM REVENUE			9,411,400	9,445,100
FEDERAL			(–0–)	(–0–)
OTHER			(106,200)	(106,200)
SERVICE			(9,305,200)	(9,338,900)
SEGREGATED FUNDS			1,612,200	2,212,200
OTHER			(1,612,200)	(2,212,200)
TOTAL–ALL SOURCES			14,377,700	14,909,900
31 (2) KICKAPOO VALLEY RESERVE				
32 (ip) Kickapoo reserve management board; program services	PR	C	107,300	107,300
33				

ENGROSSED ASSEMBLY BILL 100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(ir) Kickapoo reserve management board; gifts and grants	PR	C	-0-	-0-
2	(kc) Kickapoo valley reserve; law enforcement services	PR-S	A	32,300	32,300
4	(ms) Kickapoo reserve management board; federal aid	PR-F	C	-0-	-0-
6	(q) Kickapoo reserve management board; general program operations	SEG	A	368,400	368,400
8	(r) Kickapoo valley reserve; aids in lieu of taxes	SEG	S	284,700	310,300
10		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			139,600	139,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(107,300)	(107,300)
	SERVICE			(32,300)	(32,300)
	SEGREGATED FUNDS			653,100	678,700
	OTHER			(653,100)	(678,700)
	TOTAL-ALL SOURCES			792,700	818,300
		20.380 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUES			3,354,100	3,252,600
	PROGRAM REVENUE			9,551,000	9,584,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(213,500)	(213,500)
	SERVICE			(9,337,500)	(9,371,200)
	SEGREGATED FUNDS			2,265,300	2,890,900
	OTHER			(2,265,300)	(2,890,900)
	TOTAL-ALL SOURCES			15,170,400	15,728,200
11	20.395 Transportation, department of				
12	(1) Aids				
13	(ar) Corrections of transportation aid payments	SEG	S	-0-	-0-
14	(as) Transportation aids to counties, state funds	SEG	A	90,945,100	92,764,000
16	(at) Transportation aids to municipalities, state funds	SEG	A	286,124,000	291,846,500
18	(br) Milwaukee urban area rail transit system planning study, state funds	SEG	A	-0-	-0-
20	(bs) Transportation employment and mobility, state funds	SEG	C	336,000	336,000
22	(bt) Urban rail transit system grants	SEG	C	-0-	-0-
24	(bv) Transit and transportation employment and mobility aids, local funds	SEG-L	C	110,000	110,000
26	(bx) Transit and transportation employment and mobility aids, federal funds	SEG-F	C	38,000,000	38,000,000
28	(cq) Elderly and disabled capital aids, state funds	SEG	C	921,900	921,900
30	(cr) Elderly and disabled county aids, state funds	SEG	A	10,373,000	12,373,000
32	(cv) Elderly and disabled aids, local funds	SEG-L	C	605,500	605,500

ENGROSSED ASSEMBLY BILL 100

SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(cx) Elderly and disabled aids, federal funds	SEG-F	C	1,500,000	1,500,000
2	(ex) Highway safety, local assistance, federal funds	SEG-F	C	1,700,000	1,700,000
4	(fq) Connecting highways aids, state funds	SEG	A	12,851,900	12,851,900
5	(fs) Flood damage aids, state funds	SEG	S	600,000	600,000
6	(ft) Lift bridge aids, state funds	SEG	B	1,739,900	1,918,900
7	(fu) County forest road aids, state funds	SEG	A	303,300	303,300
8	(gq) Expressway policing aids, state funds	SEG	A	1,290,800	1,290,800
9	(gt) Soo locks improvements, state funds	SEG	A	117,800	117,800
10	(hr) Tier B transit operating aids, state funds	SEG	A	21,866,400	22,303,800
11	(hs) Tier C transit operating aids, state funds	SEG	A	4,949,700	5,048,700
12	(ht) Tier A-1 transit operating aids, state funds	SEG	A	57,095,900	58,237,800
14	(hu) Tier A-2 transit operating aids, state funds	SEG	A	15,242,700	15,547,600
16	(ig) Professional football stadium maintenance and operating costs, state funds	PR	C	-0-	-0-
(1) PROGRAM TOTALS					
18	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			546,673,900	558,377,500
	FEDERAL			(41,200,000)	(41,200,000)
	OTHER			(504,758,400)	(516,462,000)
	LOCAL			(715,500)	(715,500)
	TOTAL-ALL SOURCES			546,673,900	558,377,500
19	(2) LOCAL TRANSPORTATION ASSISTANCE				
20	(aq) Accelerated local bridge improvement assistance, state funds	SEG	C	-0-	-0-
22	(av) Accelerated local bridge improvement assistance, local funds	SEG-L	C	-0-	-0-
23	(ax) Accelerated local bridge improvement assistance, federal funds	SEG-F	C	-0-	-0-
26	(bq) Rail service assistance, state funds	SEG	C	765,600	765,600
27	(bu) Freight rail infrastructure improvements, state funds	SEG	C	-0-	-0-
28	(bv) Rail service assistance, local funds	SEG-L	C	500,000	500,000
30	(bw) Freight rail assistance loan repayments, local funds	SEG-L	C	4,000,000	4,000,000
32	(bx) Rail service assistance, federal funds	SEG-F	C	50,000	50,000
33	(cq) Harbor assistance, state funds	SEG	C	602,000	602,000
34	(cr) Rail passenger service, state funds	SEG	C	501,700	630,000
35	(cs) Harbor assistance, federal funds	SEG-F	C	-0-	-0-
36	(ct) Pass. railroad station imprvmt. & comm. rail trans. sys. grants, state fds.	SEG	B	800,000	-0-
38	(cu) Pass. railroad station imprvmt. & comm. rail trans. sys. grants, local fds.	SEG-L	C	-0-	-0-
40	(cv) Rail passenger service, local funds	SEG-L	C	-0-	-0-
41	(cx) Rail passenger service, federal funds	SEG-F	C	4,581,400	5,039,600

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(dq) Aeronautics assistance, state funds	SEG	C	12,363,100	12,612,300
2	(ds) Aviation career education, state funds	SEG	A	144,500	144,500
3	(dv) Aeronautics assistance, local funds	SEG-L	C	40,000,000	42,000,000
4	(dx) Aeronautics assistance, federal funds	SEG-F	C	74,000,000	74,000,000
5	(eq) Highway and local bridge improvement assistance, state funds	SEG	C	8,513,500	8,513,500
6	(ev) Loc. brdg. imprvmt. & trfc. marking enhncmnt. asst., loc. & transfrd. fnds.	SEG-L	C	8,780,400	8,780,400
8	(ex) Local bridge improvement assistance, federal funds	SEG-F	C	24,438,300	24,438,300
10	(fb) Local roads for job preservation, state funds	GPR	C	-0-	-0-
12	(fr) Local roads improvement program, state funds	SEG	C	16,123,200	16,585,700
14	(ft) Local roads improvement program; discretionary grants, state funds	SEG	C	12,000,000	12,000,000
16	(fv) Local transportation facility improvement assistance, local funds	SEG-L	C	40,298,400	40,760,900
18	(fx) Local transportation facility improvement assistance, federal funds	SEG-F	C	70,391,300	70,391,300
20	(fz) Local roads for job preservation, federal funds	SEG-F	C	-0-	-0-
22	(gj) Railroad crossing protection installation and maintenance, state funds	SEG	C	-0-	-0-
24	(gq) Railroad crossing improvement and protection maintenance, state funds	SEG	A	2,250,000	2,250,000
26	(gr) Railroad crossing improvement and protection installation, state funds	SEG	C	1,700,000	1,700,000
28	(gs) Railroad crossing repair assistance, state funds	SEG	C	250,000	250,000
30	(gv) Railroad crossing improvement, local funds	SEG-L	C	-0-	-0-
32	(gx) Railroad crossing improvement, federal funds	SEG-F	C	3,299,600	3,299,600
34	(hq) Multimodal transportation studies, state funds	SEG	C	-0-	-0-
36	(hx) Multimodal transportation studies, federal funds	SEG-F	C	-0-	-0-
38	(iq) Transportation facilities economic assistance and development, state funds	SEG	C	4,825,000	3,625,000
40	(iv) Transportation facilities economic assistance and development, local funds	SEG-L	C	4,825,000	3,625,000
42	(iw) Transportation facility improvement loans, local funds	SEG-L	C	-0-	-0-
44	(ix) Transportation facilities economic assistance & development, federal funds	SEG-F	C	-0-	-0-
46	(jq) Surface transportation grants, state funds	SEG	C	-0-	-0-
48	(jv) Surface transportation grants, local funds	SEG-L	C	-0-	-0-
49	(jx) Surface transportation grants, federal funds	SEG-F	C	-0-	-0-
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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(kv) Congestion mitigation and air quality improvement, local funds	SEG-L	C	3,124,700	3,124,700
2	(kx) Congestion mitigation and air quality improvement, federal funds	SEG-F	C	11,619,000	11,619,000
4	(nv) Transportation enhancement activities, local funds	SEG-L	C	1,682,600	1,682,600
6	(nx) Transportation enhancement activities, federal funds	SEG-F	C	6,256,600	6,256,600
9	(ny) Milwaukee lakeshore walkway	SEG-F	B	-0-	-0-
10	(ph) Transportation infrastructure loans, gifts and grants	SEG	C	-0-	-0-
12	(pq) Transportation infrastructure loans, state funds	SEG	C	5,000	5,000
13	(pu) Transportation infrastructure loans, service funds	SEG-S	C	-0-	-0-
16	(pv) Transportation infrastructure loans, local funds	SEG-L	C	-0-	-0-
18	(px) Transportation infrastructure loans, federal funds	SEG-F	C	-0-	-0-
19	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			358,690,900	359,251,600
	FEDERAL			(194,636,200)	(195,094,400)
	OTHER			(60,843,600)	(59,683,600)
	SERVICE			(-0-)	(-0-)
	LOCAL			(103,211,100)	(104,473,600)
	TOTAL-ALL SOURCES			358,690,900	359,251,600
20	(3) STATE HIGHWAY FACILITIES				
21	(bq) Major highway development, state funds	SEG	C	42,537,700	96,491,300
22	(br) Major highway development, service funds	SEG-S	C	122,437,400	123,324,200
24	(bv) Major highway development, local funds	SEG-L	C	-0-	-0-
25	(bx) Major highway development, federal funds	SEG-F	C	78,975,000	78,975,000
26	(ck) West canal street reconstruction and extension, service funds	PR-S	C	-0-	-0-
28	(cq) State highway rehabilitation, state funds	SEG	C	47,133,100	265,772,800
30	(cr) Southeast Wisconsin freeway rehabilitation, state funds	SEG	C	87,731,500	95,861,100
32	(ct) Marquette interchange reconstr, owner controlled ins pgm, service funds	SEG-S	C	-0-	-0-
33	(cv) State highway rehabilitation, local funds	SEG-L	C	2,000,000	2,000,000
35	(cw) Southeast Wisconsin freeway rehabilitation, local funds	SEG-L	C	-0-	-0-
36	(cx) State highway rehabilitation, federal funds	SEG-F	C	296,867,400	347,963,200
38	(cy) Southeast Wisconsin freeway rehabilitation, federal funds	SEG-F	C	111,454,500	64,368,300
40	(eq) Highway maintenance, repair, and traffic operations, state funds	SEG	C	170,991,600	177,191,200
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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(er) State-owned lift bridge operations and maintenance, state funds	SEG	A	2,188,600	2,232,400
2	(ev) Highway maintenance, repair, and traffic operations, local funds	SEG-L	C	496,000	496,000
4	(ex) Highway maintenance, repair, and traffic operations, federal funds	SEG-F	C	1,102,900	1,102,900
6	(iq) Administration and planning, state funds	SEG	A	16,970,600	16,451,000
8	(ir) Disadvantaged business mobilization assistance, state funds	SEG	C	-0-	-0-
10	(iv) Administration and planning, local funds	SEG-L	C	-0-	-0-
11	(ix) Administration and planning, federal funds	SEG-F	C	4,463,800	4,196,600
12	(jh) Utility facilities within highway rights-of-way, state funds	PR	C	-0-	-0-
14	(jj) Damage claims	PR	C	1,850,000	1,850,000
16	(js) Telecommunications services, service funds	SEG-S	C	-0-	-0-
17		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			1,850,000	1,850,000
	OTHER			(1,850,000)	(1,850,000)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			985,350,100	1,276,426,000
	FEDERAL			(492,863,600)	(496,606,000)
	OTHER			(367,553,100)	(653,999,800)
	SERVICE			(122,437,400)	(123,324,200)
	LOCAL			(2,496,000)	(2,496,000)
	TOTAL-ALL SOURCES			987,200,100	1,278,276,000
18	(4) GENERAL TRANSPORTATION OPERATIONS				
19	(aq) Departmental management and operations, state funds	SEG	A	48,975,100	50,764,700
20	(ar) Minor construction projects, state funds	SEG	C	-0-	-0-
22	(at) Capital building projects, service funds	SEG-S	C	6,000,000	6,000,000
23	(av) Departmental management and operations, local funds	SEG-L	C	369,000	369,000
24	(ax) Departmental management and operations, federal funds	SEG-F	C	10,808,900	10,808,900
26	(ch) Gifts and grants	SEG	C	-0-	-0-
28	(dq) Demand management	SEG	A	337,500	337,500
29	(eq) Data processing services, service funds	SEG-S	C	14,979,900	14,979,900
30	(er) Fleet operations, service funds	SEG-S	C	12,073,600	12,031,900
31	(es) Other department services, operations, service funds	SEG-S	C	5,637,100	5,346,000
32	(et) Equipment acquisition	SEG	A	-0-	-0-
34	(ew) Operating budget supplements, state funds	SEG	C	-0-	-0-
35		(4) PROGRAM TOTALS			
	SEGREGATED FUNDS			99,181,100	100,637,900
	FEDERAL			(10,808,900)	(10,808,900)
	OTHER			(49,312,600)	(51,102,200)

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2005-06	2006-07
	SERVICE			(38,690,600)	(38,357,800)
	LOCAL			(369,000)	(369,000)
	TOTAL-ALL SOURCES			99,181,100	100,637,900
1	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
2	(cg) Internet and telephone transactions, state funds	PR	C	-0-	-0-
4	(ch) Repaired salvage vehicle examinations, state funds	PR	C	-0-	-0-
6	(ci) Breath screening instruments, state funds	PR	C	149,600	299,200
7	(cj) Vehicle registration, special group plates, state funds	PR	C	-0-	-0-
8	(cL) Licensing fees, state funds	PR	C	-0-	-0-
10	(cq) Veh. reg., insp. & maint., driver licensing & aircraft reg., state funds	SEG	A	70,256,900	70,477,900
12	(cx) Vehicle registration and driver licensing, federal funds	SEG-F	C	200,000	200,000
14	(dg) Escort, security and traffic enforcement services, state funds	PR	C	165,000	165,000
16	(dh) Traffic academy tuition payments, state funds	PR	C	474,800	474,800
18	(di) Chemical testing training and services, state funds	PR	A	1,298,200	1,305,200
20	(dk) Public safety radio management, service funds	PR-S	C	245,100	245,100
22	(dL) Public safety radio management, state funds	PR	C	22,000	22,000
24	(dq) Vehicle inspection, traffic enforcement and radio management, state funds	SEG	A	50,756,900	53,220,700
26	(dr) Transportation safety, state funds	SEG	A	1,405,600	1,405,600
27	(dx) Vehicle inspection and traffic enforcement, federal funds	SEG-F	C	7,891,000	7,891,000
28	(dy) Transportation safety, federal funds	SEG-F	C	3,856,700	3,717,400
30	(ek) Safe-ride grant program; state funds	PR-S	C	-0-	-0-
31	(hq) Mtr. veh. emission inspec. & maint. prog.; contractor costs & equip. grants	SEG	A	13,274,400	13,274,400
33	(hx) Motor vehicle emission inspection and maintenance programs, federal funds	SEG-F	C	-0-	-0-
34	(iv) Municipal and county registration fee, local funds	SEG-L	C	-0-	-0-
36	(jr) Pretrial intoxicated driver intervention grants, state funds	SEG	A	779,400	779,400
38	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			2,354,700	2,511,300
	OTHER			(2,109,600)	(2,266,200)
	SERVICE			(245,100)	(245,100)
	SEGREGATED FUNDS			148,420,900	150,966,400
	FEDERAL			(11,947,700)	(11,808,400)
	OTHER			(136,473,200)	(139,158,000)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			150,775,600	153,477,700
1 (6) DEBT SERVICES				
2 (af) Prin. rpmt. & int., local rds. job psrv. & maj. hwy & rehab., state funds	GPR	S	41,864,200	68,659,900
3 (aq) Principal repayment and interest, transportation facilities, state funds	SEG	S	4,460,600	6,184,100
6 (ar) Principal repayment and interest, buildings, state funds	SEG	S	29,300	21,000
8 (au) Princ. repay. & int., Marquette interchange reconst. project, state funds	SEG	S	-0-	-0-
9 (6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			41,864,200	68,659,900
SEGREGATED FUNDS			4,489,900	6,205,100
OTHER			(4,489,900)	(6,205,100)
TOTAL-ALL SOURCES			46,354,100	74,865,000
10 (9) GENERAL PROVISIONS				
11 (gg) Credit card use charges	SEG	C	-0-	-0-
12 (qd) Freeway land disposal reimbursement clearing account	SEG	C	-0-	-0-
14 (qh) Highways, bridges and local transportation assistance clearing account	SEG	C	-0-	-0-
16 (qj) Hwys., bridges & local transp. assist. clearing acct., fed. funded pos.	SEG-F	C	-0-	-0-
18 (qn) Motor vehicle financial responsibility	SEG	C	-0-	-0-
19 (th) Temporary funding of projects financed by revenue bonds	SEG	S	-0-	-0-
20 (9) PROGRAM TOTALS				
SEGREGATED FUNDS			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
20.395 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			41,864,200	68,659,900
PROGRAM REVENUE			4,204,700	4,361,300
OTHER			(3,959,600)	(4,116,200)
SERVICE			(245,100)	(245,100)
SEGREGATED FUNDS			2,142,806,800	2,451,864,500
FEDERAL			(751,456,400)	(755,517,700)
OTHER			(1,123,430,800)	(1,426,610,700)
SERVICE			(161,128,000)	(161,682,000)
LOCAL			(106,791,600)	(108,054,100)
TOTAL-ALL SOURCES			2,188,875,700	2,524,885,700
Environmental Resources				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			223,645,500	264,686,500
PROGRAM REVENUE			72,830,500	73,122,700
FEDERAL			(22,912,500)	(22,853,600)
OTHER			(27,084,000)	(27,401,400)

ENGROSSED ASSEMBLY BILL 100

SECTION 140

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
SERVICE			(22,834,000)	(22,867,700)
SEGREGATED FUNDS			2,458,920,400	2,769,336,500
FEDERAL			(783,372,800)	(787,429,600)
OTHER			(1,407,628,000)	(1,712,170,800)
SERVICE			(161,128,000)	(161,682,000)
LOCAL			(106,791,600)	(108,054,100)
TOTAL-ALL SOURCES			2,755,396,400	3,107,145,700

Human Relations and Resources

1	20.410	Corrections, department of		
2	(1)	ADULT CORRECTIONAL SERVICES		
3	(a)	General program operations	GPR A	547,485,800 528,739,700
4	(aa)	Institutional repair and maintenance	GPR A	4,201,300 4,201,300
5	(ab)	Corrections contracts and agreements	GPR A	10,839,600 4,521,800
6	(b)	Services for community corrections	GPR A	108,231,500 108,487,100
7	(bm)	Pharmacological treatment for certain child sex offenders	GPR A	110,000 110,000
8	(bn)	Reimbursing counties for probation, extended supervision and parole holds	GPR A	4,935,100 4,935,100
10	(c)	Reimbursement claims of counties containing state prisons	GPR S	245,700 245,700
12	(cw)	Mother-young child care program	GPR A	200,000 200,000
14	(d)	Purchased services for offenders	GPR A	25,040,900 26,954,700
15	(e)	Principal repayment and interest	GPR S	73,586,500 74,530,400
16	(ec)	Prison industries principal, interest and rebates	GPR S	-0- -0-
18	(ed)	Correctional facilities rental	GPR A	-0- -0-
19	(ef)	Lease rental payments	GPR S	-0- -0-
20	(f)	Energy costs	GPR A	23,930,600 24,791,300
21	(g)	Loan fund for persons on probation, extended supervision or parole	PR A	6,000 6,000
22	(gb)	Drug testing	PR C	38,900 38,900
24	(gc)	Sex offender honesty testing	PR C	90,000 90,000
25	(gd)	Sex offender management	PR A	478,200 504,700
26	(ge)	Administrative and minimum supervision	PR A	-0- -0-
28	(gf)	Probation, parole and extended supervision	PR A	11,003,000 11,169,000
30	(gg)	Supervision of defendants and offenders	PR A	-0- -0-
31	(gh)	Supervision of persons on lifetime supervision	PR A	-0- -0-
32	(gi)	General operations	PR A	4,059,400 4,059,400
34	(gm)	Sale of fuel and water service	PR A	-0- -0-
35	(gr)	Home detention services	PR A	598,200 595,600
36	(gt)	Telephone company commissions	PR A	1,116,300 1,116,300
37	(h)	Administration of restitution	PR A	872,900 873,900
38	(hm)	Private business employment of inmates and residents	PR A	-0- -0-
40	(i)	Gifts and grants	PR C	33,400 33,400

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(jz) Operations and maintenance	PR	C	337,500	360,000
2	(kc) Correctional institution enterprises; inmate activities and employment	PR-S	C	3,151,400	3,151,500
4	(ke) Jackson correctional institution wastewater treatment facility	PR-S	A	126,100	-0-
6	(kf) Correctional farms	PR-S	A	4,140,500	4,141,200
7	(kh) Victim services and programs	PR-S	A	243,800	243,800
8	(kk) Institutional operations and charges	PR-S	A	13,775,800	13,776,500
9	(km) Prison industries	PR-S	A	17,874,300	19,662,400
10	(ko) Prison industries principal repayment, interest and rebates	PR-S	S	153,300	238,600
12	(kp) Correctional officer training	PR-S	A	2,282,800	2,291,400
13	(kx) Interagency and intra-agency programs	PR-S	C	1,956,500	1,360,800
14	(ky) Interagency and intra-agency aids	PR-S	C	1,442,100	1,442,100
15	(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
16	(m) Federal project operations	PR-F	C	2,473,100	2,473,100
18	(n) Federal program operations	PR-F	C	86,800	86,800
19	(qm) Computer recycling	SEG	A	284,900	284,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			798,807,000	777,717,100
	PROGRAM REVENUE			66,340,300	67,715,400
	FEDERAL			(2,559,900)	(2,559,900)
	OTHER			(18,633,800)	(18,847,200)
	SERVICE			(45,146,600)	(46,308,300)
	SEGREGATED FUNDS			284,900	284,900
	OTHER			(284,900)	(284,900)
	TOTAL-ALL SOURCES			865,432,200	845,717,400
20	(2) PAROLE PROGRAM				
21	(a) General program operations	GPR	A	1,154,300	1,154,300
22	(kx) Interagency and intra-agency programs	PR-S	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,154,300	1,154,300
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,154,300	1,154,300
23	(3) JUVENILE CORRECTIONAL SERVICES				
24	(a) General program operations	GPR	A	1,013,300	1,013,600
25	(ba) Mendota juvenile treatment center	GPR	A	1,379,300	1,379,300
26	(c) Reimbursement claims of counties containing secured correctional facilities	GPR	A	200,000	200,000
28	(cd) Community youth and family aids	GPR	A	85,841,000	85,841,000
29	(cg) Serious juvenile offenders	GPR	B	14,332,300	14,401,200
30	(d) Youth diversion	GPR	A	380,000	380,000
31	(e) Principal repayment and interest	GPR	S	4,940,600	4,500,500
32	(f) Community intervention program	GPR	A	3,750,000	3,750,000
33	(g) Legal service collections	PR	C	-0-	-0-
34	(gg) Collection remittances to local units of government	PR	C	-0-	-0-
35					

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(hm) Juvenile correctional services	PR	A	48,735,600	49,052,700
2	(ho) Juvenile residential aftercare	PR	A	4,688,000	4,869,800
3	(hr) Juvenile corrective sanctions program	PR	A	3,918,200	3,927,000
4	(i) Gifts and grants	PR	C	7,700	7,700
5	(j) State-owned housing maintenance	PR	A	35,000	35,000
6	(jr) Institutional operations and charges	PR	A	213,700	213,700
7	(jv) Secure detention services	PR	C	-0-	-0-
8	(k) Youth diversion administration	PR-S	A	23,500	23,500
9	(kj) Youth diversion program	PR-S	A	794,900	794,900
10	(ko) Interagency programs; community youth and family aids	PR-S	C	2,449,200	2,449,200
12	(kx) Interagency and intra-agency programs	PR-S	C	1,519,800	1,468,800
13	(ky) Interagency and intra-agency aids	PR-S	C	300,000	300,000
14	(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
16	(m) Federal project operations	PR-F	C	24,400	-0-
17	(n) Federal program operations	PR-F	C	30,000	30,000
18	(q) Girls school benevolent trust fund	SEG	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			111,836,500	111,465,600
	PROGRAM REVENUE			62,740,000	63,172,300
	FEDERAL			(54,400)	(30,000)
	OTHER			(57,598,200)	(58,105,900)
	SERVICE			(5,087,400)	(5,036,400)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			174,576,500	174,637,900
	20.410 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			911,797,800	890,337,000
	PROGRAM REVENUE			129,080,300	130,887,700
	FEDERAL			(2,614,300)	(2,589,900)
	OTHER			(76,232,000)	(76,953,100)
	SERVICE			(50,234,000)	(51,344,700)
	SEGREGATED FUNDS			284,900	284,900
	OTHER			(284,900)	(284,900)
	TOTAL-ALL SOURCES			1,041,163,000	1,021,509,600
19	20.425 Employment relations commission				
20	(1) LABOR RELATIONS				
21	(a) General program operations	GPR	A	2,303,500	2,302,700
22	(i) Fees, collective bargaining training, publications, and appeals	PR	A	533,800	533,800
23	20.425 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			2,303,500	2,302,700
	PROGRAM REVENUE			533,800	533,800
	OTHER			(533,800)	(533,800)
	TOTAL-ALL SOURCES			2,837,300	2,836,500
24	20.432 Board on aging and long-term care				
25	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(a) General program operations	GPR	A	847,200	846,900
2	(i) Gifts and grants	PR	C	–0–	–0–
3	(k) Contracts with other state agencies	PR–S	C	730,500	730,500
4	(kb) Insurance and other information, counseling and assistance	PR–S	A	344,500	345,500
6	(m) Federal aid	PR–F	C	–0–	–0–
	20.432 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			847,200	846,900
	PROGRAM REVENUE			1,075,000	1,076,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,075,000)	(1,076,000)
	TOTAL–ALL SOURCES			1,922,200	1,922,900
7	20.433 Child abuse and neglect prevention board				
8	(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
9	(b) Grants to organizations	GPR	C	340,000	340,000
10	(g) General program operations	PR	A	369,300	369,300
11	(h) Grants to organizations; program revenues	PR	C	1,480,000	1,965,000
12	(i) Gifts and grants	PR	C	–0–	–0–
14	(k) Interagency programs	PR–S	C	–0–	–0–
15	(m) Federal project operations	PR–F	C	90,000	90,000
16	(ma) Federal project aids	PR–F	C	450,000	450,000
17	(q) Children’s trust fund; gifts and grants	SEG	C	23,100	23,100
	20.433 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			340,000	340,000
	PROGRAM REVENUE			2,389,300	2,874,300
	FEDERAL			(540,000)	(540,000)
	OTHER			(1,849,300)	(2,334,300)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			23,100	23,100
	OTHER			(23,100)	(23,100)
	TOTAL–ALL SOURCES			2,752,400	3,237,400
18	20.435 Health and family services, department of				
19	(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; STATE OPERATIONS				
20	(a) General program operations	GPR	A	4,807,600	5,344,200
21	(ac) Child abuse and neglect prevention technical assistance	GPR	A	–0–	–0–
22	(c) Public health emergency quarantine costs	GPR	S	–0–	–0–
24	(gm) Licensing, review and certifying activities fees; supplies and services	PR	A	8,802,700	9,139,800
26	(gr) Supplemental food program for women, infants and children administration	PR	C	200	200
28	(hg) General program operations: health care information	PR	A	1,141,300	1,143,500
30	(hi) Compilations and special reports	PR	C	429,100	429,100
31	(i) Gifts and grants	PR	C	210,900	210,200
32	(jb) Congenital disorders; operations	PR	A	85,000	85,000
33	(kx) Interagency and intra–agency programs	PR–S	C	2,347,500	2,341,500

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(m) Federal project operations	PR-F	C	18,868,900	18,279,700
2	(mc) Block grant operations	PR-F	C	5,938,200	5,916,600
3	(n) Federal program operations	PR-F	C	5,005,400	5,441,600
4	(q) Groundwater and air quality standards	SEG	A	287,500	287,300
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,807,600	5,344,200
	PROGRAM REVENUE			42,829,200	42,987,200
	FEDERAL			(29,812,500)	(29,637,900)
	OTHER			(10,669,200)	(11,007,800)
	SERVICE			(2,347,500)	(2,341,500)
	SEGREGATED FUNDS			287,500	287,300
	OTHER			(287,500)	(287,300)
	TOTAL-ALL SOURCES			47,924,300	48,618,700
5	(2) DISABILITY AND ELDER SERVICES; INSTITUTIONS				
6	(a) General program operations	GPR	A	47,647,900	47,684,300
7	(aa) Institutional repair and maintenance	GPR	A	659,300	659,300
8	(b) Wisconsin resource center	GPR	A	28,880,100	29,078,800
9	(bj) Competency examinations and conditional and supervised release services	GPR	B	7,244,500	7,927,500
10	(bm) Secure mental health units or facilities	GPR	A	33,193,800	34,055,000
11	(ee) Principal repayment and interest	GPR	S	13,406,200	13,061,900
12	(ef) Lease rental payments	GPR	S	-0-	-0-
13	(f) Energy costs	GPR	A	3,343,400	3,459,300
14	(g) Alternative services of institutes and centers	PR	C	9,080,900	8,937,400
15	(gk) Institutional operations and charges	PR	A	147,550,100	148,495,800
16	(gL) Extended intensive treatment surcharge	PR	C	-0-	-0-
17	(gs) Sex offender honesty testing	PR	C	-0-	-0-
18	(i) Gifts and grants	PR	C	388,600	388,600
19	(kx) Interagency and intra-agency programs	PR-S	C	6,952,300	6,940,800
20	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
21	(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
22	(m) Federal project operations	PR-F	C	-0-	-0-
23	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			134,375,200	135,926,100
	PROGRAM REVENUE			163,971,900	164,762,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(157,019,600)	(157,821,800)
	SERVICE			(6,952,300)	(6,940,800)
	TOTAL-ALL SOURCES			298,347,100	300,688,700
24	(3) CHILDREN AND FAMILY SERVICES				
25	(a) General program operations	GPR	A	6,243,700	5,663,900
26	(bc) Grants for children's community programs	GPR	A	547,200	547,200
27	(bm) Services for children and families	GPR	S	-0-	-0-
28	(cd) Domestic abuse grants	GPR	A	6,383,700	6,383,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(cf) Foster, trtmt foster & family–operated group home parent ins & liability	GPR	A	60,000	60,000
2	(cw) Milwaukee child welfare services; general program operations	GPR	A	10,465,500	10,502,800
4	(cx) Milwaukee child welfare services; aids	GPR	A	33,398,600	34,852,500
6	(da) Child welfare program enhancement plan; aids	GPR	A	1,337,600	1,117,200
8	(dd) State foster care and adoption services	GPR	A	43,993,400	48,267,600
9	(dg) State adoption information exchange and state adoption center	GPR	A	171,300	171,300
10	(eg) Brighter futures initiative and tribal adolescent services	GPR	A	1,959,500	1,959,500
12	(f) Second–chance homes	GPR	A	–0–	–0–
14	(fp) Food pantry grants	GPR	A	–0–	–0–
15	(gx) Milwaukee child welfare services; collections	PR	C	2,589,700	2,589,700
17	(hh) Domestic abuse surcharge grants	PR	C	589,700	598,100
18	(i) Gifts and grants	PR	C	–0–	–0–
19	(j) Statewide automated child welfare information system receipts	PR	C	1,397,100	1,122,100
20	(jb) Fees for administrative services	PR	C	78,400	78,400
22	(jj) Searches for birth parents and adoption record information; foreign adopt	PR	A	81,200	81,200
23	(jm) Licensing activities	PR	A	879,600	879,600
25	(kc) Interagency and intra–agency aids; kinship care and long–term kinship care	PR–S	A	21,332,700	20,984,800
26	(kd) Kinship care and long–term kinship care assessments	PR–S	A	1,464,000	1,464,000
28	(kw) Interagency and intra–agency aids; Milwaukee child welfare services	PR–S	A	21,991,100	21,991,100
30	(kx) Interagency and intra–agency programs	PR–S	C	14,792,000	15,017,300
32	(ky) Interagency and intra–agency aids	PR–S	C	139,200	139,200
33	(kz) Interagency and intra–agency local assistance	PR–S	C	–0–	–0–
34	(m) Federal project operations	PR–F	C	1,080,700	1,080,900
36	(ma) Federal project aids	PR–F	C	3,780,700	3,780,700
37	(mb) Federal project local assistance	PR–F	C	–0–	–0–
38	(mc) Federal block grant operations	PR–F	C	2,156,600	2,111,400
39	(md) Federal block grant aids	PR–F	C	9,041,000	9,041,000
40	(me) Federal block grant local assistance	PR–F	C	–0–	–0–
41	(mw) Federal aid; Milwaukee child welfare services general program operations	PR–F	C	6,063,300	6,073,300
42	(mx) Federal aid; Milwaukee child welfare services aids	PR–F	C	15,222,000	15,263,400
44	(n) Federal program operations	PR–F	C	6,566,100	6,542,100
46	(na) Federal program aids	PR–F	C	3,520,900	3,619,400
47	(nL) Federal program local assistance	PR–F	C	10,796,800	10,796,800
48	(pd) Federal aid; state foster care and adoption services	PR–F	C	40,687,900	44,872,000
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SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(pm) Federal aid; adoption incentive payments	PR-F	C	1,232,000	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			104,560,500	109,525,700
	PROGRAM REVENUE			165,482,700	168,126,500
	FEDERAL			(100,148,000)	(103,181,000)
	OTHER			(5,615,700)	(5,349,100)
	SERVICE			(59,719,000)	(59,596,400)
	TOTAL-ALL SOURCES			270,043,200	277,652,200
2	(4) HEALTH SERVICES PLANNING, REG & DELIVERY; HLTH CARE FIN; OTHER SUPPORT PGMS				
3	(a) General program operations	GPR	A	9,732,900	9,611,900
4	(b) Medical assistance program benefits	GPR	B	1,371,322,900	1,732,997,800
5	(bc) Badger care health care program; general purpose revenue	GPR	C	62,731,000	78,606,600
6	(bm) MA, food stamps & BadgerCare admin; contracts costs; ins reports & res ctrs	GPR	B	38,030,500	36,297,500
8	(bn) Income maintenance	GPR	B	36,721,700	36,879,000
10	(bt) Relief block grants to counties	GPR	A	400,000	400,000
11	(bv) Prescription drug assistance for elderly; aids	GPR	B	54,156,700	60,688,800
12	(d) Facility appeals mechanism	GPR	A	546,800	546,800
14	(e) Disease aids	GPR	B	4,588,700	4,956,200
15	(g) Family care benefit; cost sharing	PR	C	-0-	-0-
16	(gm) Health services regulation	PR	A	15,700	15,700
17	(gp) Medical assistance; hospital assessments	PR	C	1,500,000	1,500,000
18	(h) General assistance medical program; intergovernmental transfer	PR	A	6,799,400	6,799,400
20	(i) Gifts and grants; health care financing	PR	C	115,800	115,800
21	(iL) Medical assistance provider assessments	PR	C	-0-	-0-
22	(im) Medical assistance; recovery of correct payments	PR	C	16,742,800	16,633,300
23	(in) Community options program; family care; recovery of costs administration	PR	A	89,500	89,600
26	(j) Prescription drug assistance for elderly; manufacturer rebates	PR	C	40,104,100	44,146,000
28	(jb) Prescription drug assistance for elderly; enrollment fees	PR	C	3,814,900	3,814,900
30	(je) Disease aids; drug manufacturer rebates	PR	C	229,200	256,700
31	(jz) Badger Care cost sharing and employer penalty assessments	PR	C	6,864,700	7,250,900
32	(kb) Relief block grants to tribal governing bodies	PR-S	A	800,000	800,000
34	(kt) Medical assistance outreach and reimbursements for tribes	PR-S	B	1,070,000	1,070,000
36	(kx) Interagency and intra-agency programs	PR-S	C	2,648,900	2,649,200
38	(ky) Interagency and intra-agency aids	PR-S	C	948,300	995,600
39	(kz) Interagency and intra-agency local assistance	PR-S	C	386,100	386,100
40	(L) Fraud and error reduction	PR	C	1,947,100	2,017,800
42	(m) Federal project operations	PR-F	C	261,400	197,500

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(ma) Federal project aids	PR–F	C	–0–	–0–
2	(md) Federal block grant aids	PR–F	C	–0–	–0–
3	(n) Federal program operations	PR–F	C	41,589,400	41,482,500
4	(na) Federal program aids	PR–F	C	9,244,100	9,244,100
5	(nn) Federal aid; income maintenance	PR–F	C	55,270,600	56,428,000
6	(o) Federal aid; medical assistance	PR–F	C	2,570,377,600	2,671,714,200
7	(p) Federal aid; Badger care health care program	PR–F	C	122,017,200	131,983,600
8	(pa) Federal aid; medical assistance and food stamps contracts administration	PR–F	C	66,717,100	62,788,800
10	(pg) Federal aid; prescription drug assistance for elderly	PR–F	C	52,587,100	56,752,200
12	(pv) Food stamps; electronic benefits transfer	PR–F	C	–0–	–0–
14	(u) HIRSP; administration	SEG	B	3,535,500	–0–
15	(v) HIRSP; program benefits	SEG	C	75,649,500	–0–
16	(vt) Veterans trust fund; nurse stipends	SEG	A	43,700	43,700
17	(w) Medical assistance trust fund	SEG	B	384,399,300	110,338,200
18	(wm) Medical assistance trust fund; nursing homes	SEG	A	–0–	–0–
20	(wp) Medical assistance trust fund; county reimbursement	SEG	S	–0–	–0–
22	(x) Badger care health care program; medical assistance trust fund	SEG	C	–0–	–0–
24	(y) Utility public benefits fund; income maintenance	SEG	A	954,500	954,500
25	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,578,231,200	1,960,984,600
	PROGRAM REVENUE			3,002,141,000	3,119,131,900
	FEDERAL			(2,918,064,500)	(3,030,590,900)
	OTHER			(78,223,200)	(82,640,100)
	SERVICE			(5,853,300)	(5,900,900)
	SEGREGATED FUNDS			464,582,500	111,336,400
	OTHER			(464,582,500)	(111,336,400)
	TOTAL–ALL SOURCES			5,044,954,700	5,191,452,900
26	(5) PUBLIC HEALTH SERVICES PLANNING, REGULATION & DELIVERY; AIDS & LOCAL ASSIST				
27	(ab) Child abuse and neglect prevention	GPR	A	995,700	995,700
28	(am) Services, reimbursement and payment related to human immunodeficiency virus	GPR	A	4,708,800	4,708,800
29	(cb) Well woman program	GPR	A	2,188,200	2,188,200
31	(cc) Cancer control and prevention	GPR	A	394,600	394,600
33	(ce) Primary health for homeless individuals	GPR	C	125,000	125,000
34	(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
35	(cm) Immunization	GPR	S	–0–	–0–
36	(de) Dental services	GPR	A	3,136,600	3,136,600
37	(dm) Rural health dental clinics	GPR	A	587,600	987,600
38	(dn) Food distribution costs	GPR	A	320,000	320,000
39	(ds) Statewide poison control program	GPR	A	375,000	375,000
40	(e) Public health dispensaries and drugs	GPR	B	391,900	391,900

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (ed) Radon aids	GPR	A	30,000	30,000
2 (ef) Lead poisoning or lead exposure services	GPR	A	1,004,100	1,004,100
3 (eg) Pregnancy counseling	GPR	A	77,600	77,600
4 (em) Supplemental food program for women, infants and children benefits	GPR	C	179,300	179,300
6 (ev) Pregnancy outreach and infant health	GPR	A	211,200	211,200
7 (f) Family planning	GPR	A	1,955,200	1,955,200
8 (fh) Community health services	GPR	A	3,075,000	3,075,000
9 (fm) Tobacco use control grants	GPR	C	10,000,000	10,000,000
10 (i) Gifts and grants; aids	PR	C	2,939,000	2,863,400
11 (ja) Congenital disorders; diagnosis, special dietary treatment and counseling	PR	A	2,094,300	2,094,300
12 (kb) Minority health	PR-S	A	150,000	150,000
14 (ke) Cooperative American Indian health projects	PR-S	A	120,000	120,000
16 (ky) Interagency and intra-agency aids	PR-S	C	206,600	192,700
17 (ma) Federal project aids	PR-F	C	38,669,200	37,852,700
18 (md) Block grant aids	PR-F	C	7,899,200	8,159,000
19 (na) Federal program aids	PR-F	C	61,772,600	62,328,300
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			31,955,800	32,355,800
PROGRAM REVENUE			113,850,900	113,760,400
FEDERAL			(108,341,000)	(108,340,000)
OTHER			(5,033,300)	(4,957,700)
SERVICE			(476,600)	(462,700)
TOTAL-ALL SOURCES			145,806,700	146,116,200
20 (6) DISABILITY AND ELDER SERVICES; STATE OPERATIONS NON-INSTITUTION				
21 (a) General program operations; physical disabilities	GPR	A	15,048,400	14,087,900
22 (dm) Nursing home monitoring and receivership supplement	GPR	S	-0-	-0-
24 (e) Principal repayment and interest	GPR	S	63,400	63,800
26 (ee) Admin. exp. for state suppl to federal supplemental security income program	GPR	A	611,800	611,800
28 (g) Nursing facility resident protection	PR	C	151,000	151,000
29 (ga) Community-based residential facility monitoring and receivership ops	PR	C	-0-	-0-
30 (gb) Alcohol and drug abuse initiatives	PR	C	1,032,200	1,037,600
32 (gc) Disabled children long-term support waiver; state operations	PR	A	-0-	-0-
34 (gd) Group home revolving loan fund	PR	A	100,000	100,000
35 (hs) Interpreter services for hearing impaired	PR	A	40,000	40,000
36 (hx) Services related to drivers, receipts	PR	A	-0-	-0-
37 (i) Gifts and grants	PR	C	300,000	300,100
38 (jb) Fees for administrative services	PR	C	101,000	103,100
39 (jm) Licensing and support services	PR	A	4,060,200	3,956,900
40 (k) Nursing home monitoring and receivership operations	PR-S	C	-0-	-0-
42 (kx) Interagency and intra-agency programs	PR-S	C	1,631,500	1,614,600

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(m) Federal project operations	PR-F	C	5,873,300	5,874,400
2	(mc) Federal block grant operations	PR-F	C	3,365,900	3,365,000
3	(n) Federal program operations	PR-F	C	21,253,600	21,222,900
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			15,723,600	14,763,500
	PROGRAM REVENUE			37,908,700	37,765,600
	FEDERAL			(30,492,800)	(30,462,300)
	OTHER			(5,784,400)	(5,688,700)
	SERVICE			(1,631,500)	(1,614,600)
	TOTAL-ALL SOURCES			53,632,300	52,529,100
4	(7) DISABILITY AND ELDER SERVICES; AIDS AND LOCAL ASSISTANCE				
5	(b) Community aids and medical assistance payments	GPR	A	181,763,400	176,812,400
6	(bc) Grants for community programs	GPR	A	6,288,300	6,310,900
8	(bd) Community options program; pilot projects; family care benefit	GPR	A	93,812,200	93,812,200
10	(be) Mental health treatment services	GPR	A	10,583,800	10,583,800
11	(bg) Alzheimer's disease; training and information grants	GPR	A	132,700	132,700
13	(bL) Community support programs and psychosocial services	GPR	A	1,186,900	1,186,900
14	(bm) Purchased services for clients	GPR	A	94,800	94,800
16	(br) Respite care	GPR	A	225,000	225,000
17	(bt) Early intervention services for infants and toddlers with disabilities	GPR	A	6,878,700	6,878,700
18	(c) Independent living centers	GPR	A	983,500	983,500
20	(cg) Guardianship grant program	GPR	A	100,000	100,000
21	(co) Integrated service programs for children with severe disabilities	GPR	A	133,300	133,300
23	(d) Interpreter services and telecommunication aid for the hearing impaired	GPR	A	180,000	180,000
24	(da) Reimbursements to local units of government	GPR	S	400,000	400,000
26	(dh) Programs for senior citizens; elder abuse services; benefit specialist pgm	GPR	A	11,909,800	11,909,800
25	(ed) State supplement to federal supplemental security income program	GPR	A	128,281,600	128,281,600
28	(gg) Collection remittances to local units of government	PR	C	5,000	5,000
30	(h) Disabled children long-term support waiver	PR	C	-0-	-0-
32	(hy) Services for drivers, local assistance	PR	A	1,450,000	1,450,000
34	(i) Gifts and grants; local assistance	PR	C	-0-	-0-
36	(im) Community options program; family care benefit; recovery of costs	PR	C	375,000	375,000
37	(kb) Severely emotionally disturbed children	PR-S	C	586,100	586,100
38	(kc) Independent living center grants	PR-S	A	600,000	600,000
39					
40					
41					

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SECTION 140

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (kg) Compulsive gambling awareness campaigns	PR-S	A	300,000	300,000
2 (kL) Indian aids	PR-S	A	271,600	271,600
4 (km) Indian drug abuse prevention and education	PR-S	A	500,000	500,000
6 (kn) Elderly nutrition; home-delivered and congregate meals	PR-S	A	500,000	500,000
8 (ky) Interagency and intra-agency aids	PR-S	C	30,123,600	30,025,700
9 (kz) Interagency and intra-agency local assistance	PR-S	C	100,000	700,000
10 (ma) Federal project aids	PR-F	C	11,913,900	11,913,900
12 (mb) Federal project local assistance	PR-F	C	-0-	-0-
13 (md) Federal block grant aids	PR-F	C	8,711,700	8,711,700
14 (me) Federal block grant local assistance	PR-F	C	7,451,400	7,451,400
15 (na) Federal program aids	PR-F	C	27,875,700	27,875,700
16 (nL) Federal program local assistance	PR-F	C	7,029,300	7,029,300
17 (o) Federal aid; community aids	PR-F	C	84,573,100	84,636,300
(7) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			442,954,000	438,025,600
PROGRAM REVENUE			182,366,400	182,931,700
FEDERAL			(147,555,100)	(147,618,300)
OTHER			(1,830,000)	(1,830,000)
SERVICE			(32,981,300)	(33,483,400)
TOTAL-ALL SOURCES			625,320,400	620,957,300
18 (8) GENERAL ADMINISTRATION				
19 (a) General program operations	GPR	A	12,929,700	12,926,400
20 (i) Gifts and grants	PR	C	500	500
21 (k) Administrative and support services	PR-S	A	31,882,000	33,146,600
22 (kx) Interagency and intra-agency programs	PR-S	C	235,600	235,600
23 (ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
24 (kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
26 (ma) Federal project aids	PR-F	C	-0-	-0-
27 (mb) Income augmentation services receipts	PR-F	C	8,583,900	6,055,100
28 (mc) Federal block grant operations	PR-F	C	986,800	985,000
29 (mm) Reimbursements from federal government	PR-F	C	-0-	-0-
30 (n) Federal program operations	PR-F	C	2,005,300	2,005,400
32 (pz) Indirect cost reimbursements	PR-F	C	2,782,900	2,783,000
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			12,929,700	12,926,400
PROGRAM REVENUE			46,477,000	45,211,200
FEDERAL			(14,358,900)	(11,828,500)
OTHER			(500)	(500)
SERVICE			(32,117,600)	(33,382,200)
TOTAL-ALL SOURCES			59,406,700	58,137,600
20.435 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,325,537,600	2,709,851,900
PROGRAM REVENUE			3,755,027,800	3,874,677,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
	FEDERAL			(3,348,772,800)	(3,461,658,900)
	OTHER			(264,175,900)	(269,295,700)
	SERVICE			(142,079,100)	(143,722,500)
	SEGREGATED FUNDS			464,870,000	111,623,700
	OTHER			(464,870,000)	(111,623,700)
	TOTAL-ALL SOURCES			6,545,435,400	6,696,152,700
1	20.440 Health and educational facilities authority				
2	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
3	(a) General program operations	GPR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
4	(2) RURAL HOSPITAL LOAN GUARANTEE				
5	(a) Rural assistance loan fund	GPR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.440 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
6	20.445 Workforce development, department of				
7	(1) WORKFORCE DEVELOPMENT				
8	(a) General program operations	GPR	A	6,181,700	6,177,700
9	(aa) Special death benefit	GPR	S	479,100	479,100
10	(bc) Assistance for dislocated workers	GPR	A	-0-	-0-
11	(cm) Wisconsin service corps member education vouchers	GPR	C	-0-	-0-
12	(e) Local youth apprenticeship grants	GPR	A	1,100,000	1,100,000
14	(em) Youth apprenticeship training grants	GPR	A	-0-	-0-
15	(f) Death and disability benefit payments; public insurrections	GPR	S	-0-	-0-
16	(fg) Employment transit aids, state funds	GPR	A	550,100	550,100
18	(g) Gifts and grants	PR	C	-0-	-0-
19	(ga) Auxiliary services	PR	C	449,800	449,800
20	(gb) Local agreements	PR	C	4,484,000	4,484,000
21	(gc) Unemployment administration	PR	C	-0-	-0-
22	(gd) Unemployment interest and penalty payments	PR	C	300,500	300,500
24	(ge) Unemployment reserve fund research	PR	A	199,900	199,900
25	(gf) Unemployment insurance administration	PR	A	1,538,100	1,538,100
26	(gg) Unemployment information technology systems; interest and penalties	PR	C	-0-	-0-
28	(gh) Unemployment tax and accounting system; assessments	PR	C	2,243,100	2,243,100
30	(ha) Worker's compensation operations	PR	A	10,749,300	10,650,200
31	(hb) Worker's compensation contracts	PR	C	100,000	100,000
32	(hp) Uninsured employers program; administration	PR	A	955,100	955,100
34	(jm) Dislocated worker program grants	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(ka) Interagency and intra-agency agreements	PR-S	C	4,379,200	4,379,200
2	(kc) Administrative services	PR-S	A	47,626,000	47,626,000
3	(m) Workforce investment and assistance; federal moneys	PR-F	C	84,656,900	84,573,400
4	(n) Employment assistance and unemployment ins. administration; federal moneys	PR-F	C	54,975,300	54,975,300
6	(na) Employment security buildings and equipment	PR-F	C	-0-	-0-
7	(nb) Unemployment tax and accounting system; federal moneys	PR-F	C	-0-	-0-
10	(nc) Unemployment insurance administration; special federal monies	PR-F	C	2,263,800	2,263,800
11	(nd) Unemployment insurance administration; apprenticeship	PR-F	C	1,588,400	1,598,400
13	(ne) Unemployment administration; bank service costs	PR-F	C	1,020,000	1,020,000
16	(o) Equal rights; federal moneys	PR-F	C	973,700	973,700
18	(p) Worker's compensation; federal moneys	PR-F	C	-0-	-0-
19	(pz) Indirect cost reimbursements	PR-F	C	277,100	234,000
20	(s) Self-insured employers liability fund	SEG	C	-0-	-0-
21	(sm) Uninsured employers fund; payments	SEG	S	2,650,000	2,650,000
22	(t) Work injury supplemental benefit fund	SEG	C	3,000,000	3,000,000
23	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			8,310,900	8,306,900
	PROGRAM REVENUE			218,780,200	218,564,500
	FEDERAL			(145,755,200)	(145,638,600)
	OTHER			(21,019,800)	(20,920,700)
	SERVICE			(52,005,200)	(52,005,200)
	SEGREGATED FUNDS			5,650,000	5,650,000
	OTHER			(5,650,000)	(5,650,000)
	TOTAL-ALL SOURCES			232,741,100	232,521,400
24	(2) REVIEW COMMISSION				
25	(a) General program operations, review commission	GPR	A	184,700	184,700
26	(ha) Worker's compensation operations	PR	A	695,600	695,600
28	(m) Federal moneys	PR-F	C	172,300	172,300
29	(n) Unemployment administration; federal moneys	PR-F	C	2,068,500	2,068,500
30	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			184,700	184,700
	PROGRAM REVENUE			2,936,400	2,936,400
	FEDERAL			(2,240,800)	(2,240,800)
	OTHER			(695,600)	(695,600)
	TOTAL-ALL SOURCES			3,121,100	3,121,100
31	(3) ECONOMIC SUPPORT				
32	(a) General program operations	GPR	A	4,910,200	4,910,200
33	(cm) Wisconsin works child care	GPR	A	28,649,400	28,849,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(cr) State supplement to employment opportunity demonstration projects	GPR	A	237,500	237,500
2	(dz) Temporary assistance for needy families; maintenance of effort	GPR	A	125,410,100	120,971,700
4	(i) Gifts and grants	PR	C	2,500	2,500
6	(ja) Child support state operations—fees and reimbursements	PR	C	8,500,000	8,414,000
8	(jb) Fees for administrative services	PR	C	732,800	732,800
9	(jL) Job access loan repayments	PR	C	618,700	616,400
10	(k) Child support transfers	PR-S	C	27,272,300	26,629,900
11	(kp) Delinquent support, maintenance, and fee payments	PR-S	C	-0-	-0-
12	(kx) Interagency and intra-agency programs	PR-S	C	40,047,900	40,247,300
14	(L) Public assistance overpayment recovery and fraud and error reduction	PR	C	675,600	712,700
16	(ma) Federal project activities	PR-F	C	511,400	511,400
17	(mc) Federal block grant operations	PR-F	A	21,540,300	21,542,600
18	(md) Federal block grant aids	PR-F	A	379,858,000	371,110,600
19	(me) Child care and temporary assistance overpayment recovery	PR-F	C	1,509,900	2,194,900
20	(mm) Reimbursements from federal government	PR-F	C	-0-	-0-
22	(n) Child support state operations; federal funds	PR-F	C	19,284,700	18,902,100
24	(na) Refugee assistance; federal funds	PR-F	C	6,005,400	6,005,400
26	(nL) Child support local assistance; federal funds	PR-F	C	64,119,700	63,880,300
28	(pv) Electronic benefits transfer	PR-F	C	-0-	-0-
29	(pz) Income augmentation services receipts	PR-F	C	-0-	-0-
30	(q) Centralized support receipt and disbursement; interest	SEG	S	176,300	121,600
32	(qm) Child support state ops and reimb for claims and expenses; unclaimed pymts	SEG	S	725,000	500,000
34	(r) Support receipt and disbursement program; payments	SEG	C	-0-	-0-
36	(s) Economic support – public benefits	SEG	A	9,232,000	9,232,000
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			159,207,200	154,968,800
	PROGRAM REVENUE			570,679,200	561,502,900
	FEDERAL			(492,829,400)	(484,147,300)
	OTHER			(10,529,600)	(10,478,400)
	SERVICE			(67,320,200)	(66,877,200)
	SEGREGATED FUNDS			10,133,300	9,853,600
	OTHER			(10,133,300)	(9,853,600)
	TOTAL-ALL SOURCES			740,019,700	726,325,300
37	(5) VOCATIONAL REHABILITATION SERVICES				
38	(a) General program operations; purchased services for clients	GPR	C	13,925,000	14,102,000
40	(gg) Contractual services	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(gp) Contractual services aids	PR	C	-0-	-0-
2	(h) Enterprises and services for blind and visually impaired	PR	C	213,000	213,000
3	(he) Supervised business enterprise	PR	C	175,000	175,000
5	(i) Gifts and grants	PR	C	-0-	-0-
6	(kg) Vocational rehabilitation services for tribes	PR-S	A	350,000	350,000
8	(kx) Interagency and intra-agency programs	PR-S	C	-0-	-0-
9	(ky) Interagency and intra-agency aids	PR-S	C	487,000	487,000
10	(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
12	(m) Federal project operations	PR-F	C	104,000	104,000
13	(ma) Federal project aids	PR-F	C	-0-	-0-
14	(n) Federal program aids and operations	PR-F	C	57,705,300	58,359,300
15	(nL) Federal program local assistance	PR-F	C	-0-	-0-
(5) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			13,925,000	14,102,000
	PROGRAM REVENUE			59,034,300	59,688,300
	FEDERAL			(57,809,300)	(58,463,300)
	OTHER			(388,000)	(388,000)
	SERVICE			(837,000)	(837,000)
	TOTAL-ALL SOURCES			72,959,300	73,790,300
20.445 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			181,627,800	177,562,400
	PROGRAM REVENUE			851,430,100	842,692,100
	FEDERAL			(698,634,700)	(690,490,000)
	OTHER			(32,633,000)	(32,482,700)
	SERVICE			(120,162,400)	(119,719,400)
	SEGREGATED FUNDS			15,783,300	15,503,600
	OTHER			(15,783,300)	(15,503,600)
	TOTAL-ALL SOURCES			1,048,841,200	1,035,758,100
16	20.455 Justice, department of				
17	(1) LEGAL SERVICES				
18	(a) General program operations	GPR	A	11,484,300	11,480,100
19	(b) Special counsel	GPR	S	805,700	805,700
20	(d) Legal expenses	GPR	B	825,100	825,100
21	(gh) Investigation and prosecution	PR	C	-0-	-0-
22	(gs) Delinquent obligation collection	PR	A	-0-	-0-
23	(hm) Restitution	PR	C	-0-	-0-
24	(i) Consumer protection operations	PR	C	-0-	-0-
25	(k) Environment litigation project	PR-S	C	494,000	494,000
26	(km) Interagency and intra-agency assistance	PR-S	A	867,500	867,500
27	(kt) Telecommunications positions	PR-S	C	-0-	-0-
28	(m) Federal aid	PR-F	C	894,600	894,600
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			13,115,100	13,110,900
	PROGRAM REVENUE			2,256,100	2,256,100
	FEDERAL			(894,600)	(894,600)

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
	OTHER			(–0–)	(–0–)
	SERVICE			(1,361,500)	(1,361,500)
	TOTAL–ALL SOURCES			15,371,200	15,367,000
1	(2) LAW ENFORCEMENT SERVICES				
2	(a) General program operations	GPR	A	11,215,800	11,215,800
3	(am) Officer training reimbursement	GPR	S	134,000	134,000
4	(b) Investigations and operations	GPR	A	–0–	–0–
5	(c) Crime laboratory equipment	GPR	B	–0–	–0–
6	(cm) Computers for transaction information for management of enforcement system	GPR	A	281,700	–0–
8	(dg) Weed and seed and law enforcement technology	GPR	A	–0–	–0–
10	(dq) Law enforcement community policing grants	GPR	B	–0–	–0–
12	(e) Drug enforcement	GPR	A	–0–	–0–
13	(g) Gaming law enforcement; racing revenues	PR	A	139,800	140,100
14	(gc) Gaming law enforcement; Indian gaming	PR	A	120,700	121,100
16	(gm) Criminal history searches; fingerprint identification	PR	C	4,172,500	4,281,100
18	(gr) Handgun purchaser record check	PR	C	404,100	404,100
19	(h) Terminal charges	PR	A	3,634,500	2,649,500
20	(i) Penalty surcharge, receipts	PR	A	–0–	–0–
21	(j) Law enforcement training fund, local assistance	PR	A	5,159,400	5,159,400
23	(ja) Law enforcement training fund, state operations	PR	A	3,429,900	3,429,900
24	(jb) Crime laboratory equipment and supplies	PR	A	364,100	364,100
26	(k) Interagency and intra–agency assistance	PR–S	C	194,300	194,300
27	(kc) Transaction information management of enforcement system	PR–S	A	728,200	1,009,900
29	(kd) Drug law enforcement, crime laboratories, and genetic evidence activities	PR–S	A	7,551,700	7,393,400
30	(ke) Drug enforcement intelligence operations	PR–S	A	1,561,900	1,567,200
32	(kg) Interagency and intra–agency assistance; fingerprint identification	PR–S	A	–0–	–0–
34	(kh) Sexual assault forensic exams	PR–S	A	37,500	37,500
36	(km) Lottery background investigations	PR–S	A	–0–	–0–
37	(kp) Drug crimes enforcement; local grants	PR–S	A	848,600	848,600
38	(kq) County law enforcement services	PR–S	A	1,000,000	1,000,000
39	(kt) County–tribal programs, local assistance	PR–S	A	708,400	708,400
40	(ku) County–tribal programs, state operations	PR–S	A	79,200	79,200
41	(kw) Tribal law enforcement assistance	PR–S	A	700,000	700,000
42	(Lm) Crime laboratories; deoxyribonucleic acid analysis	PR	C	674,400	674,400
44	(m) Federal aid, state operations	PR–F	C	2,075,500	2,075,500
45	(ma) Federal aid, drug enforcement	PR–F	C	–0–	–0–
46	(n) Federal aid, local assistance	PR–F	C	–0–	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(r) Gaming law enforcement; lottery revenues	SEG	A	324,500	325,200
2	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			11,631,500	11,349,800
	PROGRAM REVENUE			33,584,700	32,837,700
	FEDERAL			(2,075,500)	(2,075,500)
	OTHER			(18,099,400)	(17,223,700)
	SERVICE			(13,409,800)	(13,538,500)
	SEGREGATED FUNDS			324,500	325,200
	OTHER			(324,500)	(325,200)
	TOTAL-ALL SOURCES			45,540,700	44,512,700
3	(3) ADMINISTRATIVE SERVICES				
4	(a) General program operations	GPR	A	4,539,100	4,539,100
5	(g) Gifts, grants and proceeds	PR	C	–0–	–0–
6	(k) Interagency and intra-agency assistance	PR-S	A	–0–	–0–
7	(m) Federal aid, state operations	PR-F	C	–0–	–0–
8	(pz) Indirect cost reimbursements	PR-F	C	113,600	113,600
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,539,100	4,539,100
	PROGRAM REVENUE			113,600	113,600
	FEDERAL			(113,600)	(113,600)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	TOTAL-ALL SOURCES			4,652,700	4,652,700
9	(5) VICTIMS AND WITNESSES				
10	(a) General program operations	GPR	A	996,900	996,900
11	(b) Awards for victims of crimes	GPR	A	1,258,000	1,258,000
12	(c) Reimbursement for victim and witness services	GPR	A	1,422,200	1,422,200
13	(g) Crime victim and witness assistance surcharge, general services	PR	A	2,566,600	2,566,600
16	(gc) Crime victim and witness surcharge, sexual assault victim services	PR	C	2,000,000	2,000,000
18	(h) Crime victim compensation services	PR	A	44,100	44,100
19	(i) Victim compensation, inmate payments	PR	C	10,900	10,900
20	(k) Interagency and intra-agency assistance; reimbursement to counties	PR-S	A	490,300	490,300
21	(kj) Victim payments, victim surcharge	PR-S	A	488,800	488,800
23	(kk) Reimbursement to counties for providing victim and witness services	PR-S	C	–0–	–0–
24	(kp) Reimbursement to counties for victim-witness services	PR-S	A	885,300	885,300
26	(m) Federal aid; victim compensation	PR-F	C	643,900	643,900
28	(ma) Federal aid, state operations relating to crime victim services	PR-F	C	81,000	81,000
30	(mh) Federal aid; victim assistance	PR-F	C	4,087,400	4,087,400
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,677,100	3,677,100
	PROGRAM REVENUE			11,298,300	11,298,300

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2005-06	2006-07
	FEDERAL			(4,812,300)	(4,812,300)
	OTHER			(4,621,600)	(4,621,600)
	SERVICE			(1,864,400)	(1,864,400)
	TOTAL-ALL SOURCES			14,975,400	14,975,400
20.455 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			32,962,800	32,676,900
	PROGRAM REVENUE			47,252,700	46,505,700
	FEDERAL			(7,896,000)	(7,896,000)
	OTHER			(22,721,000)	(21,845,300)
	SERVICE			(16,635,700)	(16,764,400)
	SEGREGATED FUNDS			324,500	325,200
	OTHER			(324,500)	(325,200)
	TOTAL-ALL SOURCES			80,540,000	79,507,800
1	20.465 Military affairs, department of				
2	(1) NATIONAL GUARD OPERATIONS				
3	(a) General program operations	GPR	A	4,710,800	4,708,500
4	(b) Repair and maintenance	GPR	A	815,100	815,100
5	(c) Public emergencies	GPR	S	48,500	48,500
6	(d) Principal repayment and interest	GPR	S	3,846,600	3,784,200
7	(e) State service flags	GPR	A	400	400
8	(f) Energy costs	GPR	A	2,435,500	2,523,300
9	(g) Military property	PR	A	534,600	534,600
10	(h) Intergovernmental services	PR	A	255,700	255,700
11	(i) Distance learning centers	PR	C	-0-	-0-
12	(k) Armory store operations	PR-S	A	243,400	243,400
13	(km) Agency services	PR-S	A	68,300	68,300
14	(Li) Gifts and grants	PR	C	-0-	-0-
15	(m) Federal aid	PR-F	C	24,844,700	24,844,700
16	(pz) Indirect cost reimbursements	PR-F	C	480,700	480,700
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			11,856,900	11,880,000
	PROGRAM REVENUE			26,427,400	26,427,400
	FEDERAL			(25,325,400)	(25,325,400)
	OTHER			(790,300)	(790,300)
	SERVICE			(311,700)	(311,700)
	TOTAL-ALL SOURCES			38,284,300	38,307,400
17	(2) GUARD MEMBERS' BENEFITS				
18	(a) Tuition grants	GPR	S	3,875,200	4,177,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,875,200	4,177,300
	TOTAL-ALL SOURCES			3,875,200	4,177,300
19	(3) EMERGENCY MANAGEMENT SERVICES				
20	(a) General program operations	GPR	A	772,500	772,500
21	(dd) Regional emergency response teams	GPR	A	1,400,000	1,400,000
22	(dp) Emergency response equipment	GPR	A	468,000	468,000
23	(dr) Emergency response supplement	GPR	C	-0-	-0-
24	(dt) Emergency response training	GPR	B	64,900	64,900

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (e) Disaster recovery aid; public health emergency quarantine costs	GPR	S	1,347,000	1,347,000
2 (f) Civil air patrol aids	GPR	A	19,000	19,000
4 (g) Program services	PR	A	1,161,900	1,161,900
5 (i) Emergency planning and reporting; administration	PR	A	855,100	855,100
6 (j) Division of emergency management; gifts and grants	PR	C	-0-	-0-
8 (jm) Division of emergency management; emergency planning grants	PR	C	834,700	834,700
10 (jt) Regional emergency response reimbursement	PR	C	-0-	-0-
12 (m) Federal aid, state operations	PR-F	C	3,590,900	3,590,900
14 (n) Federal aid, local assistance	PR-F	C	12,800,000	12,800,000
15 (o) Federal aid, individuals and organizations	PR-F	C	1,926,400	1,926,400
16 (r) Division of emergency management; petroleum inspection fund	SEG	A	466,800	466,800
18 (t) Emergency response training – environmental fund	SEG	B	7,700	7,700
20	(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES		4,071,400	4,071,400
	PROGRAM REVENUE		21,169,000	21,169,000
	FEDERAL		(18,317,300)	(18,317,300)
	OTHER		(2,851,700)	(2,851,700)
	SEGREGATED FUNDS		474,500	474,500
	OTHER		(474,500)	(474,500)
	TOTAL-ALL SOURCES		25,714,900	25,714,900
21 (4) NATIONAL GUARD YOUTH PROGRAMS				
22 (g) Program fees	PR	C	-0-	-0-
23 (h) Gifts, grants and contributions	PR	C	-0-	-0-
24 (ka) Youth challenge program; public instruction funds	PR-S	C	1,423,800	1,423,800
26 (m) Federal aid – youth programs	PR-F	C	2,156,500	2,156,500
	(4) PROGRAM TOTALS			
	PROGRAM REVENUE		3,580,300	3,580,300
	FEDERAL		(2,156,500)	(2,156,500)
	OTHER		(-0-)	(-0-)
	SERVICE		(1,423,800)	(1,423,800)
	TOTAL-ALL SOURCES		3,580,300	3,580,300
	20.465 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUES		19,803,500	20,128,700
	PROGRAM REVENUE		51,176,700	51,176,700
	FEDERAL		(45,799,200)	(45,799,200)
	OTHER		(3,642,000)	(3,642,000)
	SERVICE		(1,735,500)	(1,735,500)
	SEGREGATED FUNDS		474,500	474,500
	OTHER		(474,500)	(474,500)
	TOTAL-ALL SOURCES		71,454,700	71,779,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07	
1	20.475 District attorneys					
2	(1) DISTRICT ATTORNEYS					
3	(d) Salaries and fringe benefits	GPR	A	38,442,200	38,442,100	
4	(h) Gifts and grants	PR	C	1,332,300	1,332,300	
5	(i) Other employees	PR	A	284,700	293,200	
6	(k) Interagency and intra–agency assistance	PR–S	C	–0–	–0–	
7	(km) Deoxyribonucleic acid evidence activities	PR–S	A	144,700	144,700	
8	(m) Federal aid	PR–F	C	–0–	–0–	
	20.475 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			38,442,200	38,442,100	
	PROGRAM REVENUE			1,761,700	1,770,200	
	FEDERAL			(–0–)	(–0–)	
	OTHER			(1,617,000)	(1,625,500)	
	SERVICE			(144,700)	(144,700)	
	TOTAL–ALL SOURCES			40,203,900	40,212,300	
10	20.485 Veterans affairs, department of					
11	(1) HOMES AND FACILITIES FOR VETERANS					
12	(d) Cemetery maintenance and beautification	GPR	A	24,900	24,900	
13	(e) Lease rental payments	GPR	S	–0–	–0–	
14	(f) Principal repayment and interest	GPR	S	1,551,000	1,464,500	
15	(g) Home exchange	PR	A	275,900	461,200	
16	(gd) Veterans home cemetery operations	PR	C	5,000	5,000	
17	(gk) Institutional operations	PR	A	55,698,900	62,942,400	
18	(go) Self–amortizing facilities; principal repayment and interest	PR	S	806,900	1,504,000	
19	(h) Gifts and bequests	PR	C	214,700	214,700	
21	(hm) Gifts and grants	PR	C	–0–	–0–	
22	(i) State–owned housing maintenance	PR	A	65,700	65,700	
23	(j) Geriatric program receipts	PR	C	166,400	166,400	
24	(m) Federal aid; care at veterans home	PR–F	C	–0–	–0–	
25	(mj) Federal aid; geriatric unit	PR–F	C	–0–	–0–	
26	(mn) Federal projects	PR–F	C	12,500	12,500	
27	(q) Assistance to indigent residents	SEG	A	208,700	208,700	
28	(t) Veterans home member accounts	SEG	C	–0–	–0–	
29	(u) Rentals; improvements; equipment; land acquisition	SEG	A	–0–	–0–	
30	(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,575,900	1,489,400	
	PROGRAM REVENUE			57,246,000	65,371,900	
	FEDERAL			(12,500)	(12,500)	
	OTHER			(57,233,500)	(65,359,400)	
	SEGREGATED FUNDS			208,700	208,700	
	OTHER			(208,700)	(208,700)	
	TOTAL–ALL SOURCES			59,030,600	67,070,000	
31	(2) LOANS AND AIDS TO VETERANS					
32	(b) Housing vouchers for homeless veterans	GPR	A	117,300	117,300	

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(c) Operation of Wisconsin veterans museum	GPR	A	292,500	292,400
2	(d) Veterans memorials at The Highground	GPR	C	–0–	–0–
4	(db) General fund supplement to veterans trust fund	GPR	A	–0–	–0–
6	(dm) Military honors funerals	GPR	B	175,500	175,500
7	(e) Veterans memorial grants	GPR	C	–0–	–0–
8	(eg) Victorious charge monument grant	GPR	A	–0–	–0–
9	(em) Payments related to The Highground	GPR	C	–0–	–0–
10	(f) Mission welcome home	GPR	A	25,000	25,000
11	(g) Consumer reporting agency fees	PR	C	–0–	–0–
12	(kg) American Indian services coordinator	PR-S	A	71,500	71,500
13	(km) American Indian grants	PR-S	A	34,000	34,000
14	(kt) Operation of Wisconsin veterans museum; Indian gaming receipts	PR-S	A	–0–	–0–
16	(m) Federal aid; veterans training	PR-F	C	479,100	479,100
17	(mn) Federal projects; museum acquisitions and operations	PR-F	C	–0–	–0–
18	(rm) Veterans assistance program	SEG	B	704,400	704,400
20	(rp) Veterans assistance program receipts	SEG	A	80,000	80,000
21	(s) Transportation grant	SEG	A	200,000	200,000
22	(tf) Veterans' tuition reimbursement program	SEG	B	4,549,000	3,832,200
23	(tj) Retraining grant program	SEG	A	192,000	192,000
24	(tm) Facilities	SEG	C	–0–	–0–
25	(u) Administration of loans and aids to veterans	SEG	A	3,924,500	3,924,500
26	(v) Wisconsin veterans museum sales receipts	SEG	C	133,400	133,400
28	(vm) Assistance to needy veterans	SEG	A	822,000	822,000
30	(vo) Veterans of World War I	SEG	A	2,500	2,500
31	(vw) Payments to veterans organizations for claims service	SEG	A	177,500	177,500
32	(vx) County grants	SEG	A	297,500	297,500
34	(vy) American Indian services coordinator	SEG	A	–0–	–0–
35	(w) Home for needy veterans	SEG	C	10,000	10,000
36	(wd) Operation of Wisconsin veterans museum	SEG	A	1,494,600	1,494,600
38	(x) Federal per diem payments	SEG-F	A	897,100	941,700
39	(yg) Acquisition of 1981 revenue bond mortgages	SEG	S	–0–	–0–
40	(yn) Veterans trust fund loans and expenses	SEG	B	10,150,000	10,150,000
42	(yo) Debt payment	SEG	S	–0–	–0–
43	(yp) Veteran home equity loans	SEG	C	–0–	–0–
44	(yu) Loan loss reserve	SEG	C	–0–	–0–
45	(z) Gifts	SEG	C	–0–	–0–
46	(zm) Museum gifts and bequests	SEG	C	–0–	–0–
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			610,300	610,200
	PROGRAM REVENUE			584,600	584,600

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
FEDERAL			(479,100)	(479,100)
OTHER			(–0–)	(–0–)
SERVICE			(105,500)	(105,500)
SEGREGATED FUNDS			23,634,500	22,962,300
FEDERAL			(897,100)	(941,700)
OTHER			(22,737,400)	(22,020,600)
TOTAL–ALL SOURCES			24,829,400	24,157,100
1 (3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
2 (b) Self insurance	GPR	S	–0–	–0–
3 (e) General program deficiency	GPR	S	–0–	–0–
4 (q) Foreclosure loss payments	SEG	C	801,000	801,000
5 (r) Funded reserves	SEG	C	50,000	50,000
6 (rm) Other reserves	SEG	C	–0–	–0–
7 (s) General program operations	SEG	A	5,320,200	5,320,200
8 (sm) County grants	SEG	A	444,000	444,000
9 (t) Debt service	SEG	C	28,315,000	30,094,600
10 (v) Revenue obligation repayment	SEG	C	–0–	–0–
11 (w) Revenue obligation funding	SEG	C	–0–	–0–
12 (wd) Loan–servicing administration	SEG	A	–0–	–0–
13 (wg) Escrow payments, recoveries, and refunds	SEG	C	–0–	–0–
14 (wp) Loan–servicing rights	SEG	B	–0–	–0–
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			–0–	–0–
SEGREGATED FUNDS			34,930,200	36,709,800
OTHER			(34,930,200)	(36,709,800)
TOTAL–ALL SOURCES			34,930,200	36,709,800
16 (4) VETERANS MEMORIAL CEMETERIES				
17 (g) Cemetery operations	PR	A	68,600	84,700
18 (h) Gifts, grants and bequests	PR	C	–0–	–0–
19 (m) Federal aid; cemetery operations and burials	PR–F	C	286,400	286,400
20 (q) Cemetery administration and maintenance	SEG	A	624,900	624,900
22 (qm) Repayment of principal and interest	SEG	S	99,200	98,800
24 (r) Cemetery energy costs	SEG	A	21,800	21,800
(4) PROGRAM TOTALS				
PROGRAM REVENUE			355,000	371,100
FEDERAL			(286,400)	(286,400)
OTHER			(68,600)	(84,700)
SEGREGATED FUNDS			745,900	745,500
OTHER			(745,900)	(745,500)
TOTAL–ALL SOURCES			1,100,900	1,116,600
20.485 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,186,200	2,099,600
PROGRAM REVENUE			58,185,600	66,327,600
FEDERAL			(778,000)	(778,000)
OTHER			(57,302,100)	(65,444,100)

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2005-06	2006-07
	SERVICE			(105,500)	(105,500)
	SEGREGATED FUNDS			59,519,300	60,626,300
	FEDERAL			(897,100)	(941,700)
	OTHER			(58,622,200)	(59,684,600)
	TOTAL-ALL SOURCES			119,891,100	129,053,500
1	20.490 Wisconsin housing and economic development authority				
2	(1) FACILITATION OF CONSTRUCTION				
3	(a) Capital reserve fund deficiency	GPR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
4	(2) HOUSING REHABILITATION LOAN PROGRAM				
5	(a) General program operations	GPR	C	-0-	-0-
6	(q) Loan loss reserve fund	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
7	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
8	(g) Disadvantaged business mobilization loan guarantee	PR	C	-0-	-0-
9	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
11	(a) Wisconsin development reserve fund	GPR	C	-0-	-0-
12	(q) Recycling fund transfer to Wisconsin development reserve fund	SEG	C	-0-	-0-
13	(r) Agrichemical management fund transfer to Wisconsin development reserve fd.	SEG	C	-0-	-0-
16	(s) Petroleum inspection fund transfer to WDRF	SEG	A	-0-	-0-
17	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
18	(6) WISCONSIN JOB TRAINING LOAN GUARANTEES				
19	(a) Wisconsin job training reserve fund	GPR	S	-0-	-0-
20	(k) Department of commerce appropriation transfer to Wisconsin job training	PR-S	C	-0-	-0-
21	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
	20.490 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
1	20.495 University of Wisconsin hospitals and clinics board				
2	(1) CONTRACTUAL SERVICES				
3	(g) General program operations	PR	C	113,494,400	113,495,700
	20.495 DEPARTMENT TOTALS				
	PROGRAM REVENUE			113,494,400	113,495,700
	OTHER			(113,494,400)	(113,495,700)
	TOTAL–ALL SOURCES			113,494,400	113,495,700
	Human Relations and Resources FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			3,515,848,600	3,874,588,200
	PROGRAM REVENUE			5,011,407,400	5,132,016,900
	FEDERAL			(4,105,035,000)	(4,209,752,000)
	OTHER			(574,200,500)	(587,652,200)
	SERVICE			(332,171,900)	(334,612,700)
	SEGREGATED FUNDS			541,279,600	188,861,300
	FEDERAL			(897,100)	(941,700)
	OTHER			(540,382,500)	(187,919,600)
	SERVICE			(–0–)	(–0–)
	LOCAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			9,068,535,600	9,195,466,400
	General Executive Functions				
4	20.505 Administration, department of				
5	(1) SUPERVISION AND MANAGEMENT; LAND INFORMATION BOARD				
6	(a) General program operations	GPR	A	6,421,300	6,378,200
7	(b) Midwest interstate low–level radioactive waste compact; loan from gen. fund	GPR	C	–0–	–0–
8	(br) Appropriation obligations repayment	GPR	A	190,833,100	190,833,100
10	(fo) Federal resource acquisition support grants	GPR	A	–0–	–0–
12	(g) Midwest interstate low–level radioactive waste compact; membership & costs	PR	A	5,000	5,000
14	(ge) High–voltage transmission line annual impact fee distributions	PR	C	–0–	–0–
16	(gs) High–voltage transmission line environmental impact fee distributions	PR	C	–0–	–0–
18	(ie) Land information; incorporations and annexations	PR	A	332,100	271,400
20	(ig) Land information; technical assistance and education	PR	C	–0–	–0–
22	(ij) Land information; aids to counties	PR	A	644,400	644,400

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(im) Services to nonstate governmental units; entity contract	PR	A	1,365,400	1,365,400
3	(iq) Appropriation obligation proceeds	PR	C	–0–	–0–
4	(ir) Relay service	PR–S	A	5,025,100	4,725,100
5	(is) Information technology and communication services; nonstate entities	PR	A	16,206,300	16,008,700
6	(it) Appropriation obligations; agreements and ancillary arrangements	PR	C	–0–	–0–
8	(iu) Plat and proposed incorporation and annexation review	PR	C	577,400	555,700
10	(ja) Justice information systems	PR	A	2,456,300	2,456,300
12	(ka) Materials and services to state agencies and certain districts	PR–S	A	6,739,600	6,837,700
13	(kb) Transportation, records, and document services	PR–S	A	20,703,400	20,215,500
16	(kc) Capital planning and building construction services	PR–S	A	11,168,100	11,077,500
18	(ke) Telecommunications services; state agencies; veterans services	PR–S	A	24,190,700	22,468,200
20	(kf) Procurement services	PR–S	C	3,960,300	4,207,800
21	(kj) Financial services	PR–S	A	9,308,300	9,308,300
22	(kL) Printing, mail, communication and information technology services; agencies	PR–S	A	107,324,900	103,898,500
23	(km) University of Wisconsin–Green Bay programming	PR–S	A	250,000	250,000
24	(kn) Weatherization assistance	PR–S	C	10,000,000	10,000,000
26	(kp) Interagency assistance; justice information systems	PR–S	A	732,500	732,500
28	(kq) Justice information systems development, operation and maintenance	PR–S	A	278,700	278,700
30	(ku) Management assistance grants to counties	PR–S	A	500,000	500,000
32	(mb) Federal aid	PR–F	C	8,318,200	8,318,200
34	(md) Oil overcharge restitution funds	PR–F	C	262,300	262,300
35	(n) Federal aid; local assistance	PR–F	C	73,800,000	73,800,000
36	(ng) Sale of forest products; funds for public schools and public roads	PR	C	–0–	–0–
37	(pz) Indirect cost reimbursements	PR–F	C	292,200	157,900
39	(r) VendorNet fund administration	SEG	A	90,200	90,200
40	(sm) Excise tax fund – provision of reserves and pymt. of costs – rev. oblig.	SEG	S	–0–	–0–
41	(v) General program operations — environmental improvement programs; state funds	SEG	A	929,100	913,200
42	(x) General program operations — clean water fund program; federal funds	SEG–F	C	–0–	–0–
44	(y) General program operations — safe drinking water loan program; federal funds	SEG–F	C	–0–	–0–
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ENGROSSED ASSEMBLY BILL 100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			197,254,400	197,211,300
PROGRAM REVENUE			304,441,200	298,345,100
FEDERAL			(82,672,700)	(82,538,400)
OTHER			(21,586,900)	(21,306,900)
SERVICE			(200,181,600)	(194,499,800)
SEGREGATED FUNDS			1,019,300	1,003,400
FEDERAL			(-0-)	(-0-)
OTHER			(1,019,300)	(1,003,400)
TOTAL-ALL SOURCES			502,714,900	496,559,800
1 (2) RISK MANAGEMENT				
2 (a) General fund supplement — risk management claims	GPR	S	-0-	-0-
3 (k) Risk management costs	PR-S	C	26,994,000	28,489,000
5 (ki) Risk management administration	PR-S	A	7,200,000	7,200,000
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			34,194,000	35,689,000
SERVICE			(34,194,000)	(35,689,000)
TOTAL-ALL SOURCES			34,194,000	35,689,000
6 (3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
7 (q) General program operations	SEG	A	12,755,000	12,755,000
8 (r) Low-income assistance grants	SEG	S	20,500,000	20,500,000
9 (rr) Air quality improvement grants	SEG	S	-0-	-0-
10 (s) Energy conservation and efficiency and renewable resource grants	SEG	S	16,500,000	16,500,000
11 (3) PROGRAM TOTALS				
SEGREGATED FUNDS			49,755,000	49,755,000
OTHER			(49,755,000)	(49,755,000)
TOTAL-ALL SOURCES			49,755,000	49,755,000
12 (4) ATTACHED DIVISIONS AND OTHER BODIES				
13 (a) Adjudication of tax appeals	GPR	A	534,100	535,300
14 (b) Adjudication of equalization appeals	GPR	S	-0-	-0-
15 (d) Claims awards	GPR	S	23,700	23,700
16 (dr) Sentencing commission	GPR	A	308,700	308,700
17 (ea) Women’s council operations	GPR	A	136,600	136,600
18 (ec) Volunteer firefighter & EMT service award pgm; general program operations	GPR	A	20,300	20,300
19 (er) Volunteer firefighter & EMT service award pgm; state matching awards	GPR	S	964,900	964,900
21 (es) Principal, interest & rebates; general purpose revenue-schools	GPR	S	5,130,600	6,600,800
23 (et) Principal, interest & rebates; general purpose rev.-public library boards	GPR	S	21,400	21,600
26 (f) Hearings and appeals operations	GPR	A	2,206,500	2,206,500
27 (h) Program services	PR	A	32,100	32,100
28 (ha) Principal, interest & rebates; program revenue-schools	PR	C	2,995,800	3,001,300
29				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(hb) Principal, interest & rebates; program revenue—public library boards	PR	C	17,200	17,200
2	(hc) Administration of Governor’s Wisconsin Educational Technology Conference	PR	A	216,800	180,000
4	(j) National and community service board; gifts and grants	PR	C	–0–	–0–
6	(js) Educ. tech. block grants; Wisc. advncd. telecomm. foundation assessments	PR	C	–0–	–0–
8	(k) Waste facility siting board; general program operations	PR-S	A	53,900	53,900
10	(ka) State use board — general program operations	PR-S	A	112,800	112,800
12	(kb) National and community service board; administrative support; service funds	PR-S	A	58,100	58,100
14	(kp) Hearings and appeals fees	PR-S	A	2,671,300	2,628,900
16	(L) Equipment purchases and leases	PR	C	–0–	–0–
17	(Lm) Educational telecommunications; additional services	PR	C	–0–	–0–
18	(mp) Federal e–rate aid	PR-F	C	5,401,800	5,401,800
20	(mr) Sentencing Commission; federal aids	PR-F	C	–0–	–0–
21	(o) National and community service board; federal aid for administration	PR-F	A	462,100	462,100
22	(p) National and community service board; federal aid for grants	PR-F	C	3,354,300	3,354,300
24	(s) Telecommunications access; school districts	SEG	B	11,330,100	11,330,100
26	(t) Telecommunications access; private and technical colleges and libraries	SEG	B	5,066,000	5,066,000
28	(tm) Telecommunications access; private schools	SEG	B	701,300	701,300
30	(tu) Telecommunications access; state schools	SEG	B	68,200	68,200
32	(tw) Telecommunications access; secured correctional facilities	SEG	B	102,300	102,300
34	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			9,346,800	10,818,400
	PROGRAM REVENUE			15,376,200	15,302,500
	FEDERAL			(9,218,200)	(9,218,200)
	OTHER			(3,261,900)	(3,230,600)
	SERVICE			(2,896,100)	(2,853,700)
	SEGREGATED FUNDS			17,267,900	17,267,900
	OTHER			(17,267,900)	(17,267,900)
	TOTAL–ALL SOURCES			41,990,900	43,388,800
35	(5) FACILITIES MANAGEMENT				
36	(c) Principal repayment and interest; Black Point Estate	GPR	S	–0–	–0–
38	(g) Principal repayment, interest and rebates; parking	PR-S	S	1,642,000	1,783,200
40	(ka) Facility operations and maintenance; police and protection functions	PR-S	A	38,730,300	34,476,700
41					

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(kb) Parking	PR	A	1,116,800	816,800
2	(kc) Principal repayment, interest and rebates	PR-S	C	18,416,000	18,108,700
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			59,905,100	55,185,400
	OTHER			(1,116,800)	(816,800)
	SERVICE			(58,788,300)	(54,368,600)
	TOTAL-ALL SOURCES			59,905,100	55,185,400
3	(6) OFFICE OF JUSTICE ASSISTANCE				
4	(a) General program operations	GPR	A	219,600	219,600
5	(b) Alternatives to prosec. & incar. for persons who use alcohol or other drugs	GPR	A	-0-	-0-
6	(c) Law enforcement officer supplement grants	GPR	A	1,000,000	1,000,000
8	(i) Gifts and grants	PR	C	-0-	-0-
10	(k) Law enforcement programs – administration	PR-S	A	158,000	158,000
12	(ku) Grants for substance abuse treatment programs for criminal offenders	PR	C	-0-	755,000
13	(m) Federal aid, justice assistance, state operations	PR-F	C	1,665,600	1,367,800
16	(mb) Federal aid, homeland security	PR-F	C	36,852,400	36,612,600
17	(p) Federal aid, local assistance and aids	PR-F	C	18,904,900	18,904,900
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,219,600	1,219,600
	PROGRAM REVENUE			57,580,900	57,798,300
	FEDERAL			(57,422,900)	(56,885,300)
	OTHER			(-0-)	(755,000)
	SERVICE			(158,000)	(158,000)
	TOTAL-ALL SOURCES			58,800,500	59,017,900
18	(8) DIVISION OF GAMING				
19	(am) Interest on racing and bingo moneys	GPR	S	12,300	12,300
20	(g) General program operations; racing	PR	A	1,719,600	1,654,400
21	(h) General program operations; Indian gaming	PR	A	1,725,600	1,668,900
22	(hm) Indian gaming receipts	PR	C	-0-	-0-
24	(j) General program operations; raffles and crane games	PR	A	191,500	191,500
26	(jm) General program operations; bingo	PR	A	248,400	251,500
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			12,300	12,300
	PROGRAM REVENUE			3,885,100	3,766,300
	OTHER			(3,885,100)	(3,766,300)
	TOTAL-ALL SOURCES			3,897,400	3,778,600
	20.505 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			207,833,100	209,261,600
	PROGRAM REVENUE			475,382,500	466,086,600
	FEDERAL			(149,313,800)	(148,641,900)
	OTHER			(29,850,700)	(29,875,600)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
SERVICE			(296,218,000)	(287,569,100)
SEGREGATED FUNDS			68,042,200	68,026,300
FEDERAL			(-0-)	(-0-)
OTHER			(68,042,200)	(68,026,300)
TOTAL-ALL SOURCES			751,257,800	743,374,500
1 20.507 Board of commissioners of public lands				
2 (1) TRUST LANDS AND INVESTMENTS				
3 (h) Trust lands and investments – general program operations	PR-S	A	1,385,700	1,385,700
4 (j) Payments to American Indian tribes or bands for raised sunken logs	PR	C	-0-	-0-
6 (k) Trust lands and investments – interagency and intra-agency assistance	PR-S	A	-0-	-0-
8 (mg) Federal aid — flood control	PR-F	C	52,700	52,700
20.507 DEPARTMENT TOTALS				
PROGRAM REVENUE			1,438,400	1,438,400
FEDERAL			(52,700)	(52,700)
OTHER			(-0-)	(-0-)
SERVICE			(1,385,700)	(1,385,700)
TOTAL-ALL SOURCES			1,438,400	1,438,400
10 20.510 Elections board				
11 (1) ADMINISTRATION OF ELECTION AND CAMPAIGN LAWS				
12 (a) General program operations; general purpose revenue	GPR	B	906,900	908,800
13 (bm) Training of chief inspectors	GPR	B	-0-	-0-
15 (c) Voting system transitional assistance	GPR	B	-0-	-0-
16 (d) Election administration transfer	GPR	A	-0-	-0-
17 (g) Recount fees	PR	C	-0-	-0-
18 (gm) Gifts and grants	PR	C	-0-	-0-
19 (h) Materials and services	PR	A	20,200	20,200
20 (i) General program operations; program revenue	PR	A	37,500	37,500
21 (j) Electronic filing software	PR	C	-0-	-0-
23 (q) Wisconsin election campaign fund	SEG	C	100,000	750,000
24 (t) Election administration	SEG	A	100	100
25 (x) Federal aid	SEG-F	C	196,800	196,800
20.510 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			906,900	908,800
PROGRAM REVENUE			57,700	57,700
OTHER			(57,700)	(57,700)
SEGREGATED FUNDS			296,900	946,900
FEDERAL			(196,800)	(196,800)
OTHER			(100,100)	(750,100)
TOTAL-ALL SOURCES			1,261,500	1,913,400
26 20.515 Employee trust funds, department of				
27 (1) EMPLOYEE BENEFIT PLANS				
28 (a) Annuity supplements and payments	GPR	S	1,921,300	1,559,300
29 (c) Contingencies	GPR	S	-0-	-0-
30 (gm) Gifts and grants	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(m) Federal aid	PR-F	C	-0-	-0-
2	(sr) Gifts and grants; public employee trust fund	SEG	C	-0-	-0-
3	(t) Automated operating system	SEG	C	272,000	272,000
5	(u) Employee-funded reimbursement account plan	SEG	C	-0-	-0-
6	(um) Benefit administration	SEG	B	5,000	5,000
8	(ut) Insurance administrative costs	SEG	A	377,500	377,500
9	(w) Administration	SEG	A	19,933,300	19,904,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,921,300	1,559,300
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			20,587,800	20,559,000
	OTHER			(20,587,800)	(20,559,000)
	TOTAL-ALL SOURCES			22,509,100	22,118,300
10	(2) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM				
11	(a) Private employer health care coverage program; operating costs	GPR	B	200	200
12	(b) Grants for program administration	GPR	B	-0-	-0-
14	(g) Private employer health care coverage plan	PR	C	-0-	-0-
15	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			200	200
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			200	200
	20.515 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			1,921,500	1,559,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			20,587,800	20,559,000
	OTHER			(20,587,800)	(20,559,000)
	TOTAL-ALL SOURCES			22,509,300	22,118,500
16	20.521 Ethics board				
17	(1) ETHICS AND LOBBYING REGULATION				
18	(a) General program operations; general purpose revenue	GPR	A	238,900	238,800
19	(b) Code of ethics investigations	GPR	B	32,800	32,800
21	(g) General program operations; program revenue	PR	A	382,700	382,700
22	(h) Gifts and grants	PR	C	-0-	-0-
24	(i) Materials and services	PR	A	15,000	15,000
	20.521 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			271,700	271,600
	PROGRAM REVENUE			397,700	397,700

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
OTHER			(397,700)	(397,700)
TOTAL-ALL SOURCES			669,400	669,300
1 20.525 Office of the governor				
2 (1) EXECUTIVE ADMINISTRATION				
3 (a) General program operations	GPR	S	3,303,700	3,302,400
4 (b) Contingent fund	GPR	S	21,700	21,700
5 (c) Membership in national associations	GPR	S	125,900	125,900
6 (d) Disability board	GPR	S	-0-	-0-
7 (f) Literacy improvement aids	GPR	A	25,200	25,200
8 (i) Gifts and grants	PR	C	-0-	-0-
9 (m) Federal aid	PR-F	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,476,500	3,475,200
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			3,476,500	3,475,200
10 (2) EXECUTIVE RESIDENCE				
11 (a) General program operations	GPR	S	217,500	217,500
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			217,500	217,500
TOTAL-ALL SOURCES			217,500	217,500
20.525 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			3,694,000	3,692,700
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			3,694,000	3,692,700
12 20.536 Investment board				
13 (1) INVESTMENT OF FUNDS				
14 (k) General program operations	PR	C	19,390,300	20,352,800
15 (ka) General program operations; environmental improvement fund	PR-S	C	-0-	-0-
20.536 DEPARTMENT TOTALS				
PROGRAM REVENUE			19,390,300	20,352,800
OTHER			(19,390,300)	(20,352,800)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			19,390,300	20,352,800
17 20.540 Office of the lieutenant governor				
18 (1) EXECUTIVE COORDINATION				
19 (a) General program operations	GPR	A	381,900	381,800
20 (g) Gifts, grants and proceeds	PR	C	-0-	-0-
21 (k) Grants from state agencies	PR-S	C	-0-	-0-
22 (m) Federal aid	PR-F	C	-0-	-0-
20.540 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			381,900	381,800
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)

ENGROSSED ASSEMBLY BILL 100**SECTION 140**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			381,900	381,800
1	20.545 State employment relations, office of				
2	(1) STATE EMPLOYMENT RELATIONS				
3	(a) General program operations	GPR	A	4,598,800	4,597,200
4	(i) Services to non-state governmental units	PR	A	200,000	207,300
5	(j) Gifts and donations	PR	C	-0-	-0-
6	(jm) Employee development and training services	PR	A	412,100	239,400
8	(k) Funds received from other state agencies	PR	C	325,000	325,000
9	(ka) Publications	PR	A	141,600	153,600
10	(km) Collective bargaining grievance arbitrations	PR	A	85,200	85,200
11	(m) Federal grants and contracts	PR-F	C	-0-	-0-
13	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
	20.545 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			4,598,800	4,597,200
	PROGRAM REVENUE			1,163,900	1,010,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,163,900)	(1,010,500)
	TOTAL-ALL SOURCES			5,762,700	5,607,700
14	20.550 Public defender board				
15	(1) LEGAL ASSISTANCE				
16	(a) Program administration	GPR	A	2,321,500	2,321,500
17	(b) Appellate representation	GPR	A	4,505,700	4,505,700
18	(c) Trial representation	GPR	A	38,938,000	38,916,900
19	(d) Private bar and investigator reimbursement	GPR	B	24,294,400	24,092,400
20	(e) Private bar and investigator payments; administration costs	GPR	A	671,800	673,000
22	(f) Transcripts, discovery and interpreters	GPR	A	1,339,100	1,339,100
24	(fb) Payments from clients; administrative costs	PR	A	158,900	158,900
26	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
27	(h) Contractual agreements	PR-S	A	-0-	-0-
28	(i) Tuition payments	PR	C	-0-	-0-
29	(kj) Conferences and training	PR-S	A	133,900	133,900
30	(L) Private bar and inv. reimbursement; payments for legal representation	PR	C	1,024,700	1,024,700
32	(m) Federal aid	PR-F	C	-0-	-0-
	20.550 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			72,070,500	71,848,600
	PROGRAM REVENUE			1,317,500	1,317,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,183,600)	(1,183,600)
	SERVICE			(133,900)	(133,900)
	TOTAL-ALL SOURCES			73,388,000	73,166,100

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SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	20.566 Revenue, department of				
2	(1) COLLECTION OF TAXES				
3	(a) General program operations	GPR	A	41,604,100	41,516,700
4	(g) Administration of county sales and use taxes	PR	A	3,288,900	3,283,900
6	(ga) Cigarette tax stamps	PR	A	179,100	179,100
7	(gb) Business tax registration	PR	A	1,484,600	1,479,600
8	(gd) Administration of special district taxes	PR	A	352,600	352,600
9	(ge) Administration of local professional football stadium districts	PR	A	134,700	134,700
10	(gf) Administration of resort tax	PR	A	21,500	21,500
12	(gg) Administration of local taxes	PR	A	238,300	170,400
13	(gh) Administration of regional transit authority fees	PR	A	–0–	–0–
14	(gm) Administration of tax on controlled substances dealers	PR	A	–0–	–0–
16	(go) Administration of tax incremental financing program	PR	C	102,700	102,700
18	(h) Debt collection	PR	A	411,600	411,600
20	(ha) Administration of liquor tax and alcohol beverages enforcement	PR	A	952,000	952,000
22	(hm) Collections under contracts	PR	S	354,200	354,200
23	(hn) Collections under the multi-state tax commission audit program	PR-S	S	57,400	57,400
24	(hp) Admin of endang res; prof football distr; breast cancer res; vet trst pymts	PR	A	30,000	30,000
26	(i) Gifts and grants	PR	C	–0–	–0–
28	(m) Federal funds; state operations	PR-F	C	–0–	–0–
29	(q) Recycling surcharge administration	SEG	A	218,200	218,200
30	(qm) Administration of rental vehicle fee	SEG	A	34,900	34,900
31	(r) Administration of dry cleaner fees	SEG	A	55,900	55,900
32	(s) Petroleum inspection fee collection	SEG	A	161,800	161,800
33	(u) Motor fuel tax administration	SEG	A	1,373,900	1,373,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			41,604,100	41,516,700
	PROGRAM REVENUE			7,607,600	7,529,700
	FEDERAL			(–0–)	(–0–)
	OTHER			(7,550,200)	(7,472,300)
	SERVICE			(57,400)	(57,400)
	SEGREGATED FUNDS			1,844,700	1,844,700
	OTHER			(1,844,700)	(1,844,700)
	TOTAL-ALL SOURCES			51,056,400	50,891,100
34	(2) STATE AND LOCAL FINANCE				
35	(a) General program operations	GPR	A	7,826,600	7,479,200
36	(am) Lottery and gaming credit administration	GPR	A	–0–	–0–
37	(g) County assessment studies	PR	C	–0–	–0–
38	(gb) Manufacturing property assessment	PR	A	1,151,400	1,151,400
39	(gi) Municipal finance report compliance	PR	A	40,300	40,300
40	(h) Reassessments	PR	A	635,500	635,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(hi) Wisconsin property assessment manual	PR	A	97,700	97,700
2	(i) Gifts and grants	PR	C	–0–	–0–
3	(m) Federal funds; state operations	PR-F	C	–0–	–0–
4	(q) Railroad and air carrier tax administration	SEG	A	204,600	204,600
6	(r) Lottery credit administration	SEG	A	268,100	268,100
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			7,826,600	7,479,200
	PROGRAM REVENUE			1,924,900	1,924,900
	FEDERAL			(–0–)	(–0–)
	OTHER			(1,924,900)	(1,924,900)
	SEGREGATED FUNDS			472,700	472,700
	OTHER			(472,700)	(472,700)
	TOTAL-ALL SOURCES			10,224,200	9,876,800
7	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
8	(a) General program operations	GPR	A	26,313,800	25,297,100
9	(b) Integrated tax system technology	GPR	A	4,259,700	4,259,700
10	(c) Expert professional services	GPR	B	75,000	75,000
11	(g) Services	PR	A	98,200	98,200
12	(gm) Reciprocity agreement and publications	PR	A	201,100	201,100
13	(go) Reciprocity agreement; Illinois	PR	A	–0–	–0–
14	(i) Gifts and grants	PR	C	–0–	–0–
15	(k) Internal services	PR-S	A	3,272,700	3,272,700
16	(m) Federal funds; state operations	PR-F	C	–0–	–0–
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			30,648,500	29,631,800
	PROGRAM REVENUE			3,572,000	3,572,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(299,300)	(299,300)
	SERVICE			(3,272,700)	(3,272,700)
	TOTAL-ALL SOURCES			34,220,500	33,203,800
17	(7) INVESTMENT AND LOCAL IMPACT FUND				
18	(e) Investment and local impact fund supplement	GPR	A	–0–	–0–
19	(g) Investment and local impact fund administrative expenses	PR	A	–0–	–0–
21	(n) Federal mining revenue	PR-F	C	–0–	–0–
23	(v) Investment and local impact fund	SEG	C	–0–	–0–
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL-ALL SOURCES			–0–	–0–
24	(8) LOTTERY				
25	(q) General program operations	SEG	A	18,797,500	18,622,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(r) Retailer compensation	SEG	S	33,857,900	34,588,200
2	(s) Prizes	SEG	S	–0–	–0–
3	(v) Vendor fees	SEG	S	12,215,200	12,471,000
	(8) PROGRAM TOTALS				
	SEGREGATED FUNDS			64,870,600	65,681,500
	OTHER			(64,870,600)	(65,681,500)
	TOTAL-ALL SOURCES			64,870,600	65,681,500
	20.566 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			80,079,200	78,627,700
	PROGRAM REVENUE			13,104,500	13,026,600
	FEDERAL			(–0–)	(–0–)
	OTHER			(9,774,400)	(9,696,500)
	SERVICE			(3,330,100)	(3,330,100)
	SEGREGATED FUNDS			67,188,000	67,998,900
	OTHER			(67,188,000)	(67,998,900)
	TOTAL-ALL SOURCES			160,371,700	159,653,200
4	20.575 Secretary of state				
5	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
6	(g) Program fees	PR	A	771,300	771,300
7	(ka) Agency collections	PR-S	A	4,000	4,000
	20.575 DEPARTMENT TOTALS				
	PROGRAM REVENUE			775,300	775,300
	OTHER			(771,300)	(771,300)
	SERVICE			(4,000)	(4,000)
	TOTAL-ALL SOURCES			775,300	775,300
8	20.585 Treasurer, state				
9	(1) CUSTODIAN OF STATE FUNDS				
10	(b) Insurance	GPR	A	–0–	–0–
11	(e) Unclaimed property; contingency appropriation	GPR	S	–0–	–0–
12	(g) Processing services	PR	A	300,800	250,800
14	(h) Training conferences	PR	C	–0–	–0–
15	(i) Gifts and grants	PR	C	–0–	–0–
16	(j) Unclaimed property; claims	PR	C	–0–	–0–
17	(k) Unclaimed property; administrative expenses	PR	A	5,666,600	1,365,600
18	(kb) General program operations	PR-S	A	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			5,967,400	1,616,400
	OTHER			(5,967,400)	(1,616,400)
	SERVICE			(–0–)	(–0–)
	TOTAL-ALL SOURCES			5,967,400	1,616,400
20	(2) COLLEGE TUITION PREPAYMENT PROGRAM				
21	(q) Pymt of qualified higher ed expenses & refunds; college tuition & exp pgm	SEG	S	–0–	–0–
22	(s) Administrative expenses; college tuition and expenses program	SEG	A	67,000	67,000
24					

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(t) Payment of qualified higher ed expenses & refunds; college savings program	SEG	S	-0-	-0-
3	(tm) Administrative expenses; college savings program	SEG	A	827,000	782,000
4		(2) PROGRAM TOTALS			
	SEGREGATED FUNDS			894,000	849,000
	OTHER			(894,000)	(849,000)
	TOTAL-ALL SOURCES			894,000	849,000
	20.585 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			5,967,400	1,616,400
	OTHER			(5,967,400)	(1,616,400)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			894,000	849,000
	OTHER			(894,000)	(849,000)
	TOTAL-ALL SOURCES			6,861,400	2,465,400
	General Executive Functions FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			371,757,600	371,149,500
	PROGRAM REVENUE			518,995,200	506,079,500
	FEDERAL			(149,366,500)	(148,694,600)
	OTHER			(68,557,000)	(64,962,100)
	SERVICE			(301,071,700)	(292,422,800)
	SEGREGATED FUNDS			157,008,900	158,380,100
	FEDERAL			(196,800)	(196,800)
	OTHER			(156,812,100)	(158,183,300)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,047,761,700	1,035,609,100
	Judicial				
5	20.625 Circuit courts				
6	(1) COURT OPERATIONS				
7	(a) Circuit courts	GPR	S	55,595,100	55,575,200
8	(as) Violent crime court costs	GPR	A	-0-	-0-
9	(b) Permanent reserve judges	GPR	A	-0-	-0-
10	(c) Court interpreter fees	GPR	A	800,100	827,100
11	(d) Circuit court support payments	GPR	B	18,739,600	18,739,600
12	(e) Guardian ad litem costs	GPR	A	4,738,500	4,738,500
13	(m) Federal aid	PR-F	C	-0-	-0-
		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES			79,873,300	79,880,400
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			79,873,300	79,880,400
14	(3) CHILD CUSTODY HEARINGS AND STUDIES IN OTHER STATES				
15	(a) General program operations	GPR	S	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
20.625 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			79,873,300	79,880,400
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			79,873,300	79,880,400
1 20.660 Court of appeals				
2 (1) APPELLATE PROCEEDINGS				
3 (a) General program operations	GPR	S	8,328,400	8,325,400
4 (m) Federal aid	PR-F	C	-0-	-0-
20.660 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			8,328,400	8,325,400
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			8,328,400	8,325,400
5 20.665 Judicial commission				
6 (1) JUDICIAL CONDUCT				
7 (a) General program operations	GPR	A	202,600	202,500
8 (cm) Contractual agreements	GPR	B	18,200	18,200
9 (d) General program operations; judicial council	GPR	A	11,800	11,800
10 (mm) Federal aid	PR-F	C	-0-	-0-
20.665 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			232,600	232,500
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			232,600	232,500
12 20.680 Supreme court				
13 (1) SUPREME COURT PROCEEDINGS				
14 (a) General program operations	GPR	S	4,361,900	4,361,900
15 (m) Federal aid	PR-F	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,361,900	4,361,900
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			4,361,900	4,361,900
16 (2) DIRECTOR OF STATE COURTS				
17 (a) General program operations	GPR	A	5,698,800	5,731,700
18 (b) Judicial planning and research	GPR	A	-0-	-0-
19 (g) Gifts and grants	PR	C	-0-	-0-
20 (ga) Court commissioner training	PR	C	60,300	60,300
21 (gc) Court interpreter training and certification	PR	C	26,900	45,600
23 (h) Materials and services	PR	C	60,900	60,900
24 (i) Municipal judge training	PR	C	135,900	135,900
25 (j) Court information systems	PR	C	8,344,300	8,344,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005–06	2006–07
1	(kc) Central services	PR–S	A	199,900	199,900
2	(ke) Interagency and intra–agency automation assistance	PR–S	C	–0–	–0–
3	(m) Federal aid	PR–F	C	489,800	489,800
5	(qm) Mediation fund	SEG	C	728,400	728,400
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			5,698,800	5,731,700
	PROGRAM REVENUE			9,318,000	9,336,700
	FEDERAL			(489,800)	(489,800)
	OTHER			(8,628,300)	(8,647,000)
	SERVICE			(199,900)	(199,900)
	SEGREGATED FUNDS			728,400	728,400
	OTHER			(728,400)	(728,400)
	TOTAL–ALL SOURCES			15,745,200	15,796,800
6	(3) BAR EXAMINERS AND RESPONSIBILITY				
7	(g) Board of bar examiners	PR	C	646,400	646,400
8	(h) Office of lawyer regulation	PR	C	2,162,100	2,162,100
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			2,808,500	2,808,500
	OTHER			(2,808,500)	(2,808,500)
	TOTAL–ALL SOURCES			2,808,500	2,808,500
9	(4) LAW LIBRARY				
10	(a) General program operations	GPR	A	1,949,000	1,949,000
11	(g) Library collections and services	PR	C	130,600	130,600
12	(h) Gifts and grants	PR	C	544,700	544,700
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,949,000	1,949,000
	PROGRAM REVENUE			675,300	675,300
	OTHER			(675,300)	(675,300)
	TOTAL–ALL SOURCES			2,624,300	2,624,300
	20.680 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			12,009,700	12,042,600
	PROGRAM REVENUE			12,801,800	12,820,500
	FEDERAL			(489,800)	(489,800)
	OTHER			(12,112,100)	(12,130,800)
	SERVICE			(199,900)	(199,900)
	SEGREGATED FUNDS			728,400	728,400
	OTHER			(728,400)	(728,400)
	TOTAL–ALL SOURCES			25,539,900	25,591,500
	Judicial				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			100,444,000	100,480,900
	PROGRAM REVENUE			12,801,800	12,820,500
	FEDERAL			(489,800)	(489,800)
	OTHER			(12,112,100)	(12,130,800)
	SERVICE			(199,900)	(199,900)
	SEGREGATED FUNDS			728,400	728,400
	FEDERAL			(–0–)	(–0–)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
OTHER			(728,400)	(728,400)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			113,974,200	114,029,800

Legislative

1	20.765	Legislature		
2	(1)	ENACTMENT OF STATE LAWS		
3	(a)	General program operations — assembly	GPR S	21,402,500 21,394,900
4	(b)	General program operations — senate	GPR S	14,899,200 14,893,900
5	(d)	Legislative documents	GPR S	4,031,700 4,030,200
		(1) PROGRAM TOTALS		
		GENERAL PURPOSE REVENUES		40,333,400 40,319,000
		TOTAL-ALL SOURCES		40,333,400 40,319,000
6	(2)	SPECIAL STUDY GROUPS		
7	(a)	Retirement committees	GPR A	59,700 59,700
8	(ab)	Retirement actuarial studies	GPR A	13,900 13,900
		(2) PROGRAM TOTALS		
		GENERAL PURPOSE REVENUES		73,600 73,600
		TOTAL-ALL SOURCES		73,600 73,600
9	(3)	SERVICE AGENCIES AND NATIONAL ASSOCIATIONS		
10	(a)	Revisor of statutes bureau	GPR B	845,900 845,600
11	(b)	Legislative reference bureau	GPR B	5,241,300 5,239,400
12	(c)	Legislative audit bureau	GPR B	5,048,000 5,046,100
13	(d)	Legislative fiscal bureau	GPR B	3,421,800 3,420,600
14	(e)	Legislative council	GPR B	3,451,400 3,450,200
15	(em)	Legislative technology services bureau	GPR B	3,344,700 3,344,400
16	(f)	Joint committee on legislative organization	GPR B	-0- -0-
18	(fa)	Membership in national associations	GPR S	145,500 145,400
19	(g)	Gifts and grants to service agencies	PR C	-0- -0-
20	(ka)	Audit bureau reimbursable audits	PR-S A	1,801,600 1,753,400
21	(m)	Federal aid	PR-F C	-0- -0-
		(3) PROGRAM TOTALS		
		GENERAL PURPOSE REVENUES		21,498,600 21,491,700
		PROGRAM REVENUE		1,801,600 1,753,400
		FEDERAL		(-0-) (-0-)
		OTHER		(-0-) (-0-)
		SERVICE		(1,801,600) (1,753,400)
		TOTAL-ALL SOURCES		23,300,200 23,245,100
		20.765 DEPARTMENT TOTALS		
		GENERAL PURPOSE REVENUES		61,905,600 61,884,300
		PROGRAM REVENUE		1,801,600 1,753,400
		FEDERAL		(-0-) (-0-)
		OTHER		(-0-) (-0-)
		SERVICE		(1,801,600) (1,753,400)
		TOTAL-ALL SOURCES		63,707,200 63,637,700

Legislative

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			61,905,600	61,884,300
PROGRAM REVENUE			1,801,600	1,753,400
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,801,600)	(1,753,400)
SEGREGATED FUNDS			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			63,707,200	63,637,700

General Appropriations

1	20.835 Shared revenue and tax relief			
2	(1) SHARED REVENUE PAYMENTS			
3	(b) Small municipalities shared revenue	GPR	S	-0- -0-
4	(c) Expenditure restraint program account	GPR	S	58,145,700 58,145,700
5	(d) Shared revenue account	GPR	S	33,000,000 33,300,000
6	(db) County and municipal aid account	GPR	S	854,703,100 854,703,100
7	(dm) Public utility distribution account	GPR	S	2,100,000 6,500,000
8	(e) State aid; tax exempt property	GPR	S	66,800,000 -0-
9	(f) County mandate relief account	GPR	S	-0- -0-
	(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES			1,014,748,800 952,648,800
	TOTAL-ALL SOURCES			1,014,748,800 952,648,800
10	(2) TAX RELIEF			
11	(b) Claim of right credit	GPR	S	-0- -0-
12	(c) Homestead tax credit	GPR	S	114,300,000 108,200,000
13	(ci) Development zones investment credit	GPR	S	-0- -0-
14	(cL) Development zones location credit	GPR	S	-0- -0-
15	(cm) Development zones jobs credit	GPR	S	-0- -0-
16	(cn) Development zones sales tax credit	GPR	S	-0- -0-
17	(d) Farmers' drought property tax credit	GPR	S	-0- -0-
18	(dm) Farmland preservation credit	GPR	S	13,700,000 13,100,000
19	(dn) Farmland tax relief credit	GPR	S	-0- -0-
20	(em) Veterans and surviving spouses property tax credit	GPR	S	2,700,000 2,700,000
21	(eo) Private school and homeschool tax credit	GPR	S	-0- 14,600,000
23	(ep) Cigarette and tobacco product tax refunds	GPR	S	13,200,000 13,200,000
24	(f) Earned income tax credit	GPR	S	19,468,000 21,468,000
26	(ka) Farmland tax relief credit; Indian gaming receipts	PR-S	C	-0- -0-
28	(kf) Earned income tax credit; temporary assistance for needy families	PR-S	A	59,532,000 59,532,000
29	(q) Farmland tax relief credit	SEG	S	15,000,000 15,000,000
	(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES			163,368,000 173,268,000

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
PROGRAM REVENUE			59,532,000	59,532,000
SERVICE			(59,532,000)	(59,532,000)
SEGREGATED FUNDS			15,000,000	15,000,000
OTHER			(15,000,000)	(15,000,000)
TOTAL-ALL SOURCES			237,900,000	247,800,000
1 (3) STATE PROPERTY TAX CREDITS				
2 (b) School levy tax credit	GPR	S	469,305,000	469,305,000
3 (q) Lottery and gaming credit	SEG	S	115,593,600	123,833,600
4 (s) Lottery and gaming credit; late applications	SEG	S	200,000	200,000
5 (3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			469,305,000	469,305,000
SEGREGATED FUNDS			115,793,600	124,033,600
OTHER			(115,793,600)	(124,033,600)
TOTAL-ALL SOURCES			585,098,600	593,338,600
6 (4) COUNTY AND LOCAL TAXES				
7 (g) County taxes	PR	C	-0-	-0-
8 (gb) Special district taxes	PR	C	-0-	-0-
9 (gd) Premier resort area tax	PR	C	-0-	-0-
10 (ge) Local professional football stadium district taxes	PR	C	-0-	-0-
12 (gg) Local taxes	PR	C	-0-	-0-
13 (gh) Regional transit authority fees	PR	C	-0-	-0-
(4) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
14 (5) PAYMENTS IN LIEU OF TAXES				
15 (a) Payments for municipal services	GPR	A	21,998,800	21,998,800
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			21,998,800	21,998,800
TOTAL-ALL SOURCES			21,998,800	21,998,800
20.835 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			1,669,420,600	1,617,220,600
PROGRAM REVENUE			59,532,000	59,532,000
OTHER			(-0-)	(-0-)
SERVICE			(59,532,000)	(59,532,000)
SEGREGATED FUNDS			130,793,600	139,033,600
OTHER			(130,793,600)	(139,033,600)
TOTAL-ALL SOURCES			1,859,746,200	1,815,786,200
16 20.855 Miscellaneous appropriations				
17 (1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
18 (a) Obligation on operating notes	GPR	S	-0-	-0-
19 (b) Operating note expenses	GPR	S	-0-	-0-
20 (bm) Payment of cancelled drafts	GPR	S	850,000	850,000
21 (c) Interest payments to program revenue accounts	GPR	S	-0-	-0-
22 (d) Interest payments to segregated funds	GPR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(dm) Interest reimbursements to federal government	GPR	S	-0-	-0-
2	(e) Interest on prorated local government payments	GPR	S	-0-	-0-
4	(gm) Payment of cancelled drafts; program revenues	PR	S	-0-	-0-
6	(q) Redemption of operating notes	SEG	S	-0-	-0-
8	(r) Interest payments to general fund	SEG	S	-0-	-0-
9	(rm) Payment of cancelled drafts; segregated revenues	SEG	S	-0-	-0-
10	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			850,000	850,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			850,000	850,000
11	(3) CAPITOL RENOVATION EXPENSES				
12	(b) Capitol restoration and relocation planning	GPR	B	-0-	-0-
14	(c) Historically significant furnishings	GPR	B	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
15	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
16	(a) Interest on overpayment of taxes	GPR	S	2,250,000	2,250,000
17	(am) Great Lakes protection fund contribution	GPR	C	-0-	-0-
18	(b) Election campaign payments	GPR	S	250,000	250,000
19	(bm) Oil pipeline terminal tax distribution	GPR	S	-0-	652,100
20	(c) Minnesota income tax reciprocity	GPR	S	53,700,000	57,300,000
21	(ca) Minnesota income tax reciprocity bench mark	GPR	A	-0-	-0-
23	(cm) Illinois income tax reciprocity	GPR	S	29,800,000	31,500,000
24	(cn) Illinois income tax reciprocity bench mark	GPR	A	-0-	-0-
26	(co) Illinois income tax reciprocity, 1998 and 1999	GPR	A	-0-	-0-
28	(e) Transfer to conservation fund; land acquisition reimbursement	GPR	S	233,500	237,500
30	(f) Supplemental title fee matching	GPR	S	11,250,000	11,250,000
31	(fm) Transfer to the transportation fund; hub facility exemptions	GPR	S	2,530,400	2,530,400
33	(q) Terminal tax distribution	SEG	S	1,327,400	1,378,100
34	(r) Petroleum allowance	SEG	S	420,000	360,000
35	(s) Transfer to conservation fund; motorboat formula	SEG	S	12,569,000	13,163,400
37	(t) Transfer to conservation fund; snowmobile formula	SEG	S	4,552,200	4,738,200
38					

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (u) Transfer to conservation fund; all-terrain vehicle formula	SEG	S	1,573,000	1,734,300
2 (v) Transfer to medical assistance trust fund; fiscal year 2005-06	SEG	A	268,058,100	-0-
4 (w) Transfer to transportation fund; petroleum inspection fund	SEG	A	6,321,700	6,321,700
6 (4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			100,013,900	105,970,000
SEGREGATED FUNDS			294,821,400	27,695,700
OTHER			(294,821,400)	(27,695,700)
TOTAL-ALL SOURCES			394,835,300	133,665,700
7 (5) STATE HOUSING AUTHORITY RESERVE FUND				
8 (a) Enhancement of credit of authority debt	GPR	A	-0-	-0-
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
9 (6) MISCELLANEOUS RECEIPTS				
10 (g) Gifts and grants	PR	C	-0-	-0-
11 (h) Vehicle and aircraft receipts	PR	A	-0-	-0-
12 (i) Miscellaneous program revenue	PR	A	-0-	-0-
13 (j) Custody accounts	PR	C	-0-	-0-
14 (k) Aids to individuals and organizations	PR-S	C	-0-	-0-
15 (ka) Local assistance	PR-S	C	-0-	-0-
16 (m) Federal aid	PR-F	C	-0-	-0-
17 (pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
(6) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
18 (8) MARQUETTE UNIVERSITY				
19 (a) Dental clinic and educ facility; principal repayment, interest & rebates	GPR	S	1,060,200	983,300
20 (8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,060,200	983,300
TOTAL-ALL SOURCES			1,060,200	983,300
21 (9) STATE CAPITOL RENOVATION AND RESTORATION				
22 (a) South wing renovation and restoration	GPR	C	-0-	-0-
(9) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
20.855 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			101,924,100	107,803,300
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
	SEGREGATED FUNDS			294,821,400	27,695,700
	OTHER			(294,821,400)	(27,695,700)
	TOTAL-ALL SOURCES			396,745,500	135,499,000
1	20.865 Program supplements				
2	(1) EMPLOYEE COMPENSATION AND SUPPORT				
3	(a) Judgments, legal expenses and worker's compensation benefits	GPR	S	46,700	46,700
4	(c) Compensation and related adjustments	GPR	S	-0-	-0-
6	(ci) Nonrepresented university system faculty and academic pay adjustments	GPR	S	-0-	-0-
8	(cj) Pay adjustments for certain university employees	GPR	A	-0-	-0-
10	(d) Employer fringe benefit costs	GPR	S	-0-	-0-
11	(e) Additional biweekly payroll	GPR	A	-0-	-0-
12	(em) Financial and procurement services	GPR	A	-0-	-0-
13	(fm) Risk management	GPR	A	-0-	-0-
14	(fn) Physically handicapped supplements	GPR	A	6,800	6,800
15	(g) Judgments and legal expenses; program revenues	PR	S	-0-	-0-
17	(i) Compensation and related adjustments; program revenues	PR	S	-0-	-0-
18	(ic) Nonrepresented university system faculty and academic pay adjustments	PR	S	-0-	-0-
20	(j) Employer fringe benefit costs; program revenues	PR	S	-0-	-0-
22	(jm) Additional biweekly payroll; nonfederal program revenue	PR	S	-0-	-0-
24	(js) Financial and procurement services; program revenues	PR	S	-0-	-0-
26	(kr) Risk management; program revenues	PR-S	S	-0-	-0-
28	(Ln) Physically handicapped supplements; program revenues	PR	S	-0-	-0-
30	(m) Additional biweekly payroll; federal program revenues	PR-F	S	-0-	-0-
32	(q) Judgments and legal expenses; segregated revenues	SEG	S	-0-	-0-
34	(s) Compensation and related adjustments; segregated revenues	SEG	S	-0-	-0-
36	(si) Nonrepresented university system faculty and academic pay adjustments	SEG	S	-0-	-0-
38	(t) Employer fringe benefit costs; segregated revenues	SEG	S	-0-	-0-
40	(tm) Additional biweekly payroll; nonfederal segregated revenues	SEG	S	-0-	-0-
42	(ts) Financial and procurement services; segregated revenues	SEG	S	-0-	-0-
43	(ur) Risk management; segregated revenues	SEG	S	-0-	-0-
45	(vn) Physically handicapped supplements; segregated revenues	SEG	S	-0-	-0-
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SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07	
1	(x) Additional biweekly payroll; federal segregated revenues	SEG-F	S	-0-	-0-	
2		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			53,500	53,500	
	PROGRAM REVENUE			-0-	-0-	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(-0-)	(-0-)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED FUNDS			-0-	-0-	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			53,500	53,500	
3	(2) STATE PROGRAMS AND FACILITIES					
4	(a) Private facility rental increases	GPR	A	919,800	1,160,200	
5	(ag) State-owned office rent supplement	GPR	A	-0-	-0-	
6	(am) Space management and child care	GPR	A	-0-	-0-	
7	(d) State deposit fund	GPR	S	-0-	-0-	
8	(e) Maintenance of capitol and executive residence	GPR	A	5,337,400	5,337,400	
10	(eb) Executive residence furnishings replacement	GPR	C	12,000	12,000	
12	(em) Groundwater survey and analysis	GPR	A	216,100	216,100	
13	(g) Private facility rental increases; program revenues	PR	S	-0-	-0-	
14	(gg) State-owned office rent supplements; program revenues	PR	S	-0-	-0-	
16	(gm) Space management and child care; program revenues	PR	S	-0-	-0-	
18	(j) State deposit fund; program revenues	PR	S	-0-	-0-	
20	(L) Data processing and telecommunications study; program revenues	PR-S	S	-0-	-0-	
22	(q) Private facility rental increases; segregated revenues	SEG	S	-0-	-0-	
24	(qg) State-owned office rent supplements; segregated revenues	SEG	S	-0-	-0-	
26	(qm) Space management and child care; segregated revenues	SEG	S	-0-	-0-	
28	(t) State deposit fund; segregated revenues	SEG	S	-0-	-0-	
		(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			6,485,300	6,725,700	
	PROGRAM REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED FUNDS			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			6,485,300	6,725,700	
29	(3) TAXES AND SPECIAL CHARGES					
30	(a) Property taxes	GPR	S	-0-	-0-	
31	(g) Property taxes; program revenues	PR	S	-0-	-0-	

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(i) Payments for municipal services; program revenues	PR	S	-0-	-0-
2	(q) Property taxes; segregated revenues	SEG	S	-0-	-0-
4	(s) Payments for municipal services; segregated revenues	SEG	S	-0-	-0-
5	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
6	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
7	(a) General purpose revenue funds general program supplementation	GPR	B	59,739,400	61,526,800
8	(g) Program revenue funds general program supplementation	PR	S	-0-	815,300
10	(k) Public assistance programs supplementation	PR-S	C	-0-	-0-
12	(m) Federal funds general program supplementation	PR-F	C	-0-	-0-
14	(u) Segregated funds general program supplementation	SEG	S	572,700	629,900
16	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			59,739,400	61,526,800
	PROGRAM REVENUE			-0-	815,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(815,300)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			572,700	629,900
	OTHER			(572,700)	(629,900)
	TOTAL-ALL SOURCES			60,312,100	62,972,000
17	(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REV.-SERVICE APPROPRIATIONS				
18	(g) Supplementation of program revenue and program rev.-service appropriations	PR	S	-0-	-0-
19	(8) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.865 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			66,278,200	68,306,000
	PROGRAM REVENUE			-0-	815,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(815,300)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			572,700	629,900
	FEDERAL			(-0-)	(-0-)
	OTHER			(572,700)	(629,900)
	TOTAL-ALL SOURCES			66,850,900	69,751,200

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SECTION 140

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	20.866 Public debt				
2	(1) BOND SECURITY AND REDEMPTION FUND				
3	(u) Principal repayment and interest	SEG	S	-0-	-0-
	20.866 DEPARTMENT TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	20.867 Building commission				
5	(1) STATE OFFICE BUILDINGS				
6	(a) Principal repayment and interest; housing of state agencies	GPR	S	-0-	-0-
8	(b) Principal repayment and interest; capitol and executive residence	GPR	S	11,431,100	12,476,000
9	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			11,431,100	12,476,000
	TOTAL-ALL SOURCES			11,431,100	12,476,000
10	(2) ALL STATE-OWNED FACILITIES				
11	(b) Asbestos removal	GPR	A	-0-	-0-
12	(c) Hazardous materials removal	GPR	A	-0-	-0-
13	(f) Facilities preventive maintenance	GPR	A	-0-	-0-
14	(q) Building trust fund	SEG	C	-0-	-0-
15	(r) Planning and design	SEG	C	-0-	-0-
16	(u) Aids for buildings	SEG	C	-0-	-0-
17	(v) Building program funding contingency	SEG	C	-0-	-0-
18	(w) Building program funding	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
19	(3) STATE BUILDING PROGRAM				
20	(a) Principal repayment and interest	GPR	S	2,375,300	19,571,700
21	(b) Principal repayment and interest	GPR	S	1,464,900	1,573,500
22	(bm) Principal repayment, interest, and rebates; HR academy, inc.	GPR	S	95,600	114,400
24	(bp) Principal repayment, interest and rebates	GPR	S	-0-	-0-
25	(bq) Principal repayment, interest and rebates; children's research institute	GPR	S	-0-	-0-
27	(br) Principal repayment, interest and rebates	GPR	S	85,800	84,000
28	(bt) Principal repayment, interest, and rebates; discovery place museum	GPR	S	-0-	-0-
30	(c) Lease rental payments	GPR	S	-0-	-0-
31	(d) Interest rebates on obligation proceeds; general fund	GPR	S	-0-	-0-
33	(e) Principal repayment, interest and rebates; parking ramp	GPR	S	-0-	-0-
34	(g) Principal repayment, interest and rebates; program revenues	PR	S	-0-	-0-
36	(h) Principal repayment, interest and rebates	PR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1	(i) Principal repayment, interest and rebates; capital equipment	PR	S	-0-	-0-
2	(k) Interest rebates on obligation proceeds; program revenues	PR-S	C	-0-	-0-
4	(q) Principal repayment and interest; segregated revenues	SEG	S	-0-	-0-
6	(r) Interest rebates on obligation proceeds; conservation fund	SEG	S	-0-	-0-
8	(s) Interest rebates on obligation proceeds; transportation fund	SEG	S	-0-	-0-
10	(t) Interest rebates on obligation proceeds; veterans trust fund	SEG	S	-0-	-0-
12	(w) Bonding services	SEG	S	1,024,200	1,024,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,021,600	21,343,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			5,045,800	22,367,800
14	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
15	(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
16	(r) Interest on veterans obligations	SEG	C	-0-	-0-
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
17	(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
18	(g) Financial consulting services	PR	C	-0-	-0-
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.867 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			15,452,700	33,819,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			16,476,900	34,843,800
19	20.875 Taxpayer protection fund				
20	(1) TRANSFERS TO FUND				
21	(a) General fund transfer	GPR	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
22	(2) TRANSFERS FROM FUND				

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005-06	2006-07
1 (q) Taxpayer protection fund transfer	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS			
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
	20.875 DEPARTMENT TOTALS			
GENERAL PURPOSE REVENUES			-0-	-0-
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
	General Appropriations			
	FUNCTIONAL AREA TOTALS			
GENERAL PURPOSE REVENUES			1,853,075,600	1,827,149,500
PROGRAM REVENUE			59,532,000	60,347,300
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(815,300)
SERVICE			(59,532,000)	(59,532,000)
SEGREGATED FUNDS			427,211,900	168,383,400
FEDERAL			(-0-)	(-0-)
OTHER			(427,211,900)	(168,383,400)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			2,339,819,500	2,055,880,200
STATE TOTAL			25,926,672,800	26,322,609,000
GENERAL PURPOSE REVENUES			12,524,237,200	13,027,417,800
PROGRAM REVENUE			9,578,456,000	9,773,345,300
FEDERAL			(5,899,157,900)	(6,003,990,000)
OTHER			(2,853,742,900)	(2,940,072,400)
SERVICE			(825,555,200)	(829,282,900)
SEGREGATED FUNDS			3,823,979,600	3,521,845,900
FEDERAL			(784,466,700)	(788,568,100)
OTHER			(2,771,593,300)	(2,463,541,700)
SERVICE			(161,128,000)	(161,682,000)
LOCAL			(106,791,600)	(108,054,100)

2

3 **SECTION 141.** 20.115 (1) (h) of the statutes is amended to read:

4 20.115 (1) (h) *Grain inspection and certification.* All moneys received for the
5 inspection and certification of grain received in or shipped from the port of
6 Milwaukee, the port of Superior or other locations in this state under s. 93.06 (1m),
7 to carry out the purposes for which they are received and all moneys transferred
8 under s. 16.56, for the expenses of inspecting and certifying grain under s. 93.06 (1m).

ENGROSSED ASSEMBLY BILL 100**SECTION 143i**

1 **SECTION 143i.** 20.115 (2) (k) of the statutes is created to read:

2 20.115 (2) (k) *Fish hatchery oversight.* The amounts in the schedule to be used
3 for activities under s. 95.60 related to fish hatcheries. All moneys transferred from
4 the appropriation account under s. 20.370 (4) (mu) shall be credited to this
5 appropriation account.

6 **SECTION 144.** 20.115 (3) (h) of the statutes is created to read:

7 20.115 (3) (h) *Loans for rural development.* All moneys received as origination
8 fees, repayment of principal, and payment of interest on loans under s. 93.06 (1qm),
9 to be used for loans for the development of rural business enterprises or rural
10 economic development under s. 93.06 (1qm).

11 **SECTION 145.** 20.115 (4) (c) of the statutes is amended to read:

12 20.115 (4) (c) *Agricultural investment aids.* Biennially, the amounts in the
13 schedule for agricultural research and development grants under s. 93.46 (2) and (3)
14 and sustainable agriculture grants under s. 93.47.

15 **SECTION 145e.** 20.115 (4) (f) of the statutes is amended to read:

16 20.115 (4) (f) *Exposition center grants.* The amounts in the schedule for
17 exposition center grants under s. 93.29. No funds may be encumbered under this
18 paragraph after June 30, 2014.

19 **SECTION 145j.** 20.115 (4) (r) of the statutes is created to read:

20 20.115 (4) (r) *Agricultural investment aids, agrichemical management fund.*
21 Biennially, from the agrichemical management fund, the amounts in the schedule
22 for agricultural research and development grants under s. 93.46 (2) and (3) and
23 sustainable agriculture grants under s. 93.47.

24 **SECTION 148.** 20.115 (7) (s) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 148**

1 20.115 (7) (s) *Principal repayment and interest; soil and water; environmental*
2 *fund.* From the environmental fund, the amounts in the schedule for the payment
3 of principal and interest costs incurred in providing funds for soil and water resource
4 management projects under s. 92.14 and to make the payments determined by the
5 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of
6 obligations incurred in financing those projects.

7 **SECTION 150m.** 20.143 (1) (c) of the statutes is amended to read:

8 20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements, and*
9 *assistance.* Biennially, the amounts in the schedule for grants under ss. 560.145,
10 560.16, 560.175, and 560.26; for grants and loans under ss. 560.275 (2), 560.62,
11 560.63, and 560.66; for loans under s. 560.147; for reimbursements under s. 560.167;
12 for providing assistance under s. 560.06; for the costs specified in s. 560.607; for the
13 loan under 1999 Wisconsin Act 9, section 9110 (4); for the grants under 1995
14 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin Act 119, section 2 (1), 1997
15 Wisconsin Act 27, section 9110 (6g), 1999 Wisconsin Act 9, section 9110 (5), and 2003
16 Wisconsin Act 33, section 9109 (1d) and (2q); and for providing up to \$100,000
17 annually for the continued development of a manufacturing and advanced
18 technology training center in Racine. Of the amounts in the schedule, \$50,000 shall
19 be allocated in each of fiscal years 1997–98 and 1998–99 for providing the assistance
20 under s. 560.06 (1). Notwithstanding s. 560.607, of the amounts in the schedule,
21 \$125,000 shall be allocated in each of 4 consecutive fiscal years, beginning with fiscal
22 year 1998–99, for grants and loans under s. 560.62 (1) (a).

23 **SECTION 151.** 20.143 (1) (cb) of the statutes is repealed.

24 **SECTION 153m.** 20.143 (1) (dk) of the statutes is repealed.

25 **SECTION 154m.** 20.143 (1) (fm) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 154m**

1 20.143 (1) (fm) *Minority business projects; grants and loans.* Biennially, the
2 amounts in the schedule for grants under ss. 560.038, 560.039, 560.82₁, and 560.837,
3 grants and loans under s. 560.83, and the grant under ~~1993 Wisconsin Act 110,~~
4 ~~section 3, and the loans under 1997 Wisconsin Act 9, section 3~~ 2005 Wisconsin Act
5 (this act), section 9108 (38k).

6 **SECTION 155L.** 20.143 (1) (ie) of the statutes is amended to read:

7 20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received
8 in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., s. 560.147, s.
9 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275 (2), subch. V of ch. 560 except
10 s. 560.65, 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin Act 336, section
11 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997 Wisconsin Act 27,
12 section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), and 1999 Wisconsin Act 9,
13 section 9110 (4), to be used for grants and loans under s. 560.275 (2) and subch. V of
14 ch. 560 except s. 560.65, for loans under s. 560.147, for grants under ss. 560.16 and
15 560.175, for assistance under s. 560.06 (2), for the loan under 1999 Wisconsin Act 9,
16 section 9110 (4), for the grant under 2001 Wisconsin Act 16, section 9110 (7g), for the
17 grants under 2003 Wisconsin Act 33, section 9109 (1d) and (2q), and for
18 reimbursements under s. 560.167.

19 **SECTION 155m.** 20.143 (1) (ik) of the statutes is repealed.

20 **SECTION 155r.** 20.143 (1) (im) of the statutes is amended to read:

21 20.143 (1) (im) *Minority business projects; repayments.* All moneys received in
22 repayment of grants or loans under s. 560.83 and loans under 1997 Wisconsin Act
23 9, section 3, to be used for grants and loans under ss. 560.82, 560.83, and 560.837,
24 the grant under ~~2001 Wisconsin Act 16, section 9110 (7g)~~ 2005 Wisconsin Act (this
25 act), section 9108 (8k), and the loans under 1997 Wisconsin Act 9, section 3.

ENGROSSED ASSEMBLY BILL 100**SECTION 156d**

1 **SECTION 156d.** 20.143 (1) (kj) of the statutes is amended to read:

2 20.143 (1) (kj) *Gaming economic development and diversification; grants and*
3 *loans.* Biennially, the amounts in the schedule for grants and loans under ss. 560.137
4 and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the grants under
5 2001 Wisconsin Act 16, section 9110 (2k), (11pk), and (11zx), ~~and for transfer to the~~
6 ~~appropriation account under s. 20.292 (1) (kd) of the amount in the schedule under~~
7 ~~s. 20.292 (1) (kd).~~ Of the amounts in the schedule, \$500,000 shall be allocated in each
8 fiscal year for the grants under s. 560.137 (3m). All moneys transferred from the
9 appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this
10 appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered
11 balance on June 30 of each odd-numbered year shall revert to the appropriation
12 account under s. 20.505 (8) (hm).

13 **SECTION 156i.** 20.143 (1) (qm) of the statutes is amended to read:

14 20.143 (1) (qm) *Brownfields grant program and related grants; environmental*
15 *fund.* From the environmental fund, the amounts in the schedule for grants under
16 ss. 560.13 and 560.139 (1) (c), ~~for the grant under 1999 Wisconsin Act 9, section 9110~~
17 ~~(8gm), and for the grants under 2001 Wisconsin Act 16, section 9110 (9c), (9d), and~~
18 ~~(9e) and for the grant under 2005 Wisconsin Act ... (this act), section 9108 (3f).~~

19 **SECTION 156m.** 20.143 (1) (t) of the statutes is repealed.

20 **SECTION 156n.** 20.143 (2) (gm) of the statutes is created to read:

21 20.143 (2) (gm) *Housing grants and loans; surplus transfer.* Biennially, the
22 amounts in the schedule for grants and loans under s. 560.9803 and for grants under
23 s. 560.9805. All moneys received from the Wisconsin Housing and Economic
24 Development Authority under s. 234.165 (3) shall be credited to this appropriation
25 account.

ENGROSSED ASSEMBLY BILL 100**SECTION 156p**

1 **SECTION 156p.** 20.143 (2) (gm) of the statutes, as created by 2005 Wisconsin
2 Act (this act), is repealed.

3 **SECTION 156s.** 20.143 (3) (sm) of the statutes is created to read:

4 20.143 **(3)** (sm) *Diesel truck idling reduction grants.* From the petroleum
5 inspection fund, the amounts in the schedule for diesel truck idling reduction grants
6 under s. 560.125. No funds may be encumbered under this paragraph after June 30,
7 2011.

8 **SECTION 156t.** 20.143 (3) (sn) of the statutes is created to read:

9 20.143 **(3)** (sn) *Diesel truck idling reduction grant administration.* From the
10 petroleum inspection fund, the amounts in the schedule for administering the Diesel
11 Truck Idling Reduction Grant Program under s. 560.125. No funds may be
12 encumbered under this paragraph after December 31, 2012.

13 **SECTION 156w.** 20.145 (5) of the statutes is created to read:

14 20.145 **(5)** HEALTH INSURANCE RISK-SHARING PLAN. (g) *Insurer assessments.* All
15 moneys received in insurer assessments under s. 149.13, to be paid to the board of
16 directors under ch. 149.

17 **SECTION 163.** 20.215 (1) (km) of the statutes is created to read:

18 20.215 **(1)** (km) *State aid for the arts; Indian gaming receipts.* The amounts in
19 the schedule for grants-in-aid or contract payments to American Indian groups,
20 individuals, organizations, and institutions under s. 44.53 (1) (fm) and (2) (am). All
21 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 4b. shall
22 be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the
23 unencumbered balance on June 30 of each year shall revert to the appropriation
24 account under s. 20.505 (8) (hm).

25 **SECTION 163m.** 20.225 (1) (b) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 163m**

1 20.225 (1) (b) *Energy costs*. The amounts in the schedule to pay for utilities and
2 for fuel, heat, and air conditioning, and to pay costs incurred under ~~ss. s. 16.858 and~~
3 ~~16.895~~, by or on behalf of the board.

4 **SECTION 166d.** 20.235 (1) (fe) of the statutes is amended to read:

5 20.235 (1) (fe) *Wisconsin higher education grants; University of Wisconsin*
6 *System students*. A sum sufficient equal to ~~\$20,745,900~~ \$37,057,200 in the ~~2003–04~~
7 ~~2005–06~~ fiscal year, equal to ~~\$19,926,800~~ \$39,280,600 in the ~~2004–05~~ 2006–07 fiscal
8 year, and equal to the amount ~~determined~~ calculated under s. 39.435 (7) for the
9 Wisconsin higher education grant program under s. 39.435 for University of
10 Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5),
11 thereafter.

12 **SECTION 167.** 20.235 (1) (ke) of the statutes is repealed.

13 **SECTION 167g.** 20.235 (1) (t) of the statutes is repealed.

14 **SECTION 167k.** 20.235 (2) (qb) of the statutes is repealed.

15 **SECTION 167m.** 20.245 (1) (c) of the statutes is amended to read:

16 20.245 (1) (c) *Energy costs*. The amounts in the schedule to pay for utilities and
17 for fuel, heat, and air conditioning, and to pay costs incurred by or on behalf of the
18 historical society under ~~ss. s. 16.858 and 16.895~~.

19 **SECTION 172.** 20.255 (1) (b) of the statutes is amended to read:

20 20.255 (1) (b) *General program operations; Wisconsin Educational Services*
21 *Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and*
22 *Visually Impaired*. The amounts in the schedule for the operation and maintenance
23 of the facilities of the Wisconsin Educational Services Program for the Deaf and Hard
24 of Hearing and the Wisconsin Center for the Blind and Visually Impaired, including
25 the matching of federal funds, ~~but not including expenses financed under par. (js)~~.

ENGROSSED ASSEMBLY BILL 100**SECTION 172m**

1 **SECTION 172m.** 20.255 (1) (c) of the statutes is amended to read:

2 20.255 (1) (c) *Energy costs; Wisconsin Educational Services Program for the*
3 *Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired.*

4 The amounts in the schedule to be used at the facilities of the Wisconsin Educational
5 Services Program for the Deaf and Hard of Hearing and the Wisconsin Center for the
6 Blind and Visually Impaired to pay for utilities and for fuel, heat and air conditioning
7 and to pay costs incurred by or on behalf of the department under ss. s. 16.858 and
8 16.895.

9 **SECTION 173m.** 20.255 (1) (hg) of the statutes is amended to read:

10 20.255 (1) (hg) *Personnel certification licensure, teacher supply, information*
11 *and analysis and teacher improvement.* The amounts in the schedule to fund
12 certification licensure administrative costs under s. 115.28 (7) (d) and 118.19 (10),
13 teacher supply, information and analysis costs under s. 115.29 (5), and teacher
14 improvement under s. 115.41. Ninety percent of all moneys received from the
15 certification licensure of school and public library personnel under s. 115.28 (7) (d),
16 and all moneys received under s. 115.41, shall be credited to this appropriation.
17 Annually \$1,350,000 is transferred from this appropriation to the appropriation
18 account under sub. (2) (kg).

19 **SECTION 174.** 20.255 (1) (js) of the statutes is repealed.

20 **SECTION 174r.** 20.255 (1) (kd) of the statutes is amended to read:

21 20.255 (1) (kd) *Alcohol and other drug abuse program.* The amounts in the
22 schedule for the purpose of s. 115.36 (2) and the administration of s. 115.36 (3). All
23 moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2)
24 (i) 4. shall be credited to this appropriation account.

25 **SECTION 177.** 20.255 (2) (b) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 177**

1 20.255 (2) (b) *Aids for special education and school age parents programs.* The
2 amounts in the schedule for the payment of aids for special education and school age
3 parents programs under ss. 115.88, 115.93 and 118.255. ~~On dates determined by the~~
4 ~~secretary of administration, amounts equal to the amounts paid by the department~~
5 ~~of health and family services under s. 49.45 (39) (b) 1m. shall lapse from this~~
6 ~~appropriation account to the general fund.~~

7 **SECTION 177m.** 20.255 (2) (bc) of the statutes is amended to read:

8 20.255 (2) (bc) *Aid for children-at-risk programs and residential school*
9 *planning grant.* The amounts in the schedule for aid for children-at-risk programs
10 under s. 118.153 and, ~~in the 1999–2000 fiscal year, the residential school planning~~
11 ~~grant under 1999 Wisconsin Act 9, section 9139 (3x) (b) for payments to the Educare~~
12 Center of Milwaukee under 2005 Wisconsin Act (this act), section 9137 (2n).

13 **SECTION 178.** 20.255 (2) (bd) of the statutes is created to read:

14 20.255 (2) (bd) *Additional special education aid.* The amounts in the schedule
15 for aid under s. 115.881.

16 **SECTION 179.** 20.255 (2) (ce) of the statutes is created to read:

17 20.255 (2) (ce) *English for Southeast Asian children.* The amounts in the
18 schedule for aid to the Wausau school district for English instruction for Southeast
19 Asian children under s. 115.28 (35).

20 **SECTION 179m.** 20.255 (2) (cf) of the statutes is amended to read:

21 20.255 (2) (cf) *Alternative education grants.* The amounts in the schedule for
22 alternative education grants under s. 115.366 and for payments to the Second
23 Chance Partnership under 2005 Wisconsin Act (this act), section 9137 (3q).

24 **SECTION 179r.** 20.255 (2) (cn) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100

1 20.255 (2) (cn) *Aids for school lunches and nutritional improvement.* The
2 amounts in the schedule for the payment of school lunch aids to school districts and
3 to private schools under s. 115.34 (2) and for nutritional improvement under ss.
4 36.51, 38.36 and 115.345.

5 **SECTION 181.** 20.255 (2) (cv) of the statutes is repealed.

6 **SECTION 183b.** 20.255 (2) (ep) of the statutes is created to read:

7 20.255 (2) (ep) *Second Chance Partnership.* A sum sufficient for payments to
8 the Second Chance Partnership under s. 115.28 (54).

9 **SECTION 185.** 20.255 (2) (fk) of the statutes is amended to read:

10 20.255 (2) (fk) *Grant program for peer review and mentoring.* The amounts in
11 the schedule for the grant program for peer review and mentoring under s. 115.405
12 (1).

13 **SECTION 186.** 20.255 (2) (fw) of the statutes is created to read:

14 20.255 (2) (fw) *Grants for advanced placement courses.* The amounts in the
15 schedule for grants to school districts for advanced placement courses under s. 115.28
16 (45).

17 **SECTION 187.** 20.255 (2) (fy) of the statutes is created to read:

18 20.255 (2) (fy) *Grants to support gifted and talented pupils.* The amounts in
19 the schedule for grants for the support of gifted and talented pupils under s. 118.35
20 (4).

21 **SECTION 187g.** 20.255 (2) (kd) of the statutes is amended to read:

22 20.255 (2) (kd) *Aid for alcohol and other drug abuse programs.* The amounts
23 in the schedule for the purpose of s. 115.36 (3). All moneys transferred from the
24 appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 5. shall be credited to this
25 appropriation account.

ENGROSSED ASSEMBLY BILL 100**SECTION 187m**

1 **SECTION 187m.** 20.255 (2) (kg) of the statutes is created to read:

2 20.255 (2) (kg) *Mentoring grants for initial educators.* All moneys transferred
3 from the appropriation account under sub. (1) (hg) for grants to persons employing
4 initial educators under s. 115.405 (2m).

5 **SECTION 188.** 20.255 (2) (kh) of the statutes is repealed.

6 **SECTION 191m.** 20.255 (2) (r) of the statutes is repealed.

7 **SECTION 192.** 20.255 (3) (b) of the statutes is created to read:

8 20.255 (3) (b) *Adult literacy grants.* The amounts in the schedule for adult
9 literacy grants to nonprofit organizations under s. 115.28 (52).

10 **SECTION 193c.** 20.255 (3) (dn) of the statutes is created to read:

11 20.255 (3) (dn) *Project Lead the Way grants.* The amounts in the schedule for
12 annual grants to Project Lead the Way to provide discounted professional
13 development services and software for participating high schools in this state. No
14 moneys may be encumbered under this paragraph after June 30, 2007.

15 **SECTION 193m.** 20.285 (1) (c) of the statutes is amended to read:

16 20.285 (1) (c) *Energy costs.* The amounts in the schedule to pay for utilities and
17 for fuel, heat, and air conditioning, and to pay costs incurred under ~~ss. s. 16.858 and~~
18 ~~16.895, including all operating costs recommended by the department of~~
19 ~~administration that result from the installation of pollution abatement equipment~~
20 ~~in state-owned or operated heating, cooling, or power plants, by or on behalf of the~~
21 board of regents, and including the cost of purchasing electricity, steam, and chilled
22 water generated by the cogeneration facility constructed pursuant to an agreement
23 under 2001 Wisconsin Act 109, section 9156 (2z) (g).

24 **SECTION 196.** 20.285 (1) (ee) of the statutes is repealed.

25 **SECTION 197.** 20.285 (1) (fh) of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 198**

1 **SECTION 198.** 20.285 (1) (ga) of the statutes is repealed.

2 **SECTION 199.** 20.285 (1) (h) of the statutes is amended to read:

3 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. ~~(4) (g) and~~
4 ~~(gm)~~, (5) (i), and (6) (g), all moneys received by the University of Wisconsin System
5 for or on account of any housing facility, commons, dining halls, cafeteria, student
6 union, athletic activities, stationery stand or bookstore, parking facilities or car fleet,
7 or such other auxiliary enterprise activities as the board designates and including
8 such fee revenues as allocated by the board and including such moneys received
9 under leases entered into previously with nonprofit building corporations as the
10 board designates to be receipts under this paragraph, but not including any moneys
11 received from the sale of real property before July 1, 2007, to be used for the
12 operation, maintenance, and capital expenditures of activities specified in this
13 paragraph, including the transfer of funds to pars. (kd), and (ke), ~~and s. 20.235 (1)~~
14 ~~(ke)~~, and to nonprofit building corporations to be used by the corporations for the
15 retirement of existing indebtedness and such other payments as may be required
16 under existing loan agreements, for optional rental payments in addition to the
17 mandatory rental payments under the leases and subleases in connection with the
18 providing of facilities for such activities, and for grants under ss. 36.25 (14) and
19 36.34. A separate account shall be maintained for each campus and extension. Upon
20 the request of the extension or any campus within the system, the board of regents
21 may transfer surplus moneys appropriated under this paragraph to the
22 appropriation account under par. (kp). ~~Annually, the amount in the schedule under~~
23 ~~s. 20.005 (3) for the appropriation under s. 20.235 (1) (ke) shall be transferred from~~
24 ~~this appropriation to the appropriation account under s. 20.235 (1) (ke).~~

25 **SECTION 200.** 20.285 (1) (i) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 200**

1 20.285 (1) (i) *State laboratory of hygiene.* ~~From the All moneys received for or~~
2 on account of the operation of the state laboratory of hygiene, ~~all moneys not~~
3 ~~appropriated under par. (ih),~~ to be used for general program operations of the
4 laboratory of hygiene.

5 **SECTION 201.** 20.285 (1) (ih) of the statutes is repealed.

6 **SECTION 201m.** 20.285 (1) (im) of the statutes is amended to read:

7 20.285 (1) (im) *Academic student fees.* Except as provided under pars. (ip), (Lm)
8 and (Ls) and sub. (2) (j), all moneys received from academic student fees for degree
9 credit instruction, other than for credit outreach instruction sponsored by the
10 University of Wisconsin–Extension, and to reimburse s. 20.866 (1) (u) for the
11 payment of principal and interest costs incurred in financing the construction of
12 tri-state initiative facilities at the University of Wisconsin–Platteville as
13 enumerated in 2005 Wisconsin Act ... (this act), section 9105 (1) (h), and to make
14 payments determined by the building commission under s. 13.488 (1) (m) that are
15 attributable to the proceeds of obligations incurred in financing the facilities.

16 **SECTION 201r.** 20.285 (1) (in) of the statutes is created to read:

17 20.285 (1) (in) *Payment of debt service; University of Wisconsin–Platteville*
18 *tri-state initiative facilities.* All moneys received from the students enrolled in the
19 University of Wisconsin–Platteville tri-state initiative to make debt service
20 payments described in s. 20.285 (1) (im). If this tuition is insufficient to make the
21 payments, the board shall use other moneys appropriated under s. 20.285 (1) (im) to
22 make the payments.

23 **SECTION 202.** 20.285 (1) (iz) of the statutes is amended to read:

24 20.285 (1) (iz) *General operations receipts.* All moneys received for or on
25 account of the University of Wisconsin System, unless otherwise specifically

ENGROSSED ASSEMBLY BILL 100

1 appropriated, including all moneys received from the sale of real property prior to
2 July 1, 2007, to be used for general operations.

3 **SECTION 203.** 20.285 (1) (j) of the statutes is amended to read:

4 20.285 (1) (j) *Gifts and donations.* All moneys received from gifts, grants,
5 bequests and devises, except moneys received from the sale of real property before
6 July 1, 2007, to be administered and expended in accordance with the terms of the
7 gift, grant, bequest or devise to carry out the purposes for which made and received.

8 **SECTION 206.** 20.285 (1) (ka) of the statutes is amended to read:

9 20.285 (1) (ka) *Sale of real property.* All net proceeds from the sale of real
10 property by the board under s. 36.34, 1969 stats., and s. 36.33, except net proceeds
11 received before July 1, 2007, to be used for the purposes of s. 36.34, 1969 stats., and
12 s. 36.33, including the expenses enumerated in s. 13.48 (2) (d) incurred in selling the
13 real property under those sections.

14 **SECTION 209m.** 20.285 (1) (qm) of the statutes is amended to read:

15 20.285 (1) (qm) *Grants to for forestry cooperatives programs.* From the
16 conservation fund, of the amounts in the schedule, \$78,000 annually for the
17 University of Wisconsin–Stevens Point paper science program and the remaining
18 balance for grants to forest cooperatives under s. 36.56.

19 **SECTION 210.** 20.285 (2) (j) of the statutes is created to read:

20 20.285 (2) (j) Notwithstanding s. 20.001 (2) (c), annually, there shall lapse from
21 the appropriation accounts under ss. 20.285 (1) (a), (h), and (j) an amount equal to
22 the amount spent during that fiscal year from the appropriation account under s.
23 20.455 (1) (b) for legal advice regarding public broadcasting by the University of
24 Wisconsin System, as determined by the secretary of administration.

25 **SECTION 210p.** 20.285 (4) (dd) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 210p**

1 20.285 (4) (dd) *Lawton minority undergraduate grants program*. A sum
2 sufficient equal to \$3,080,000 \$5,218,300 in the 2003–04 2005–06 fiscal year and
3 ~~\$3,080,000~~ \$5,531,400 in the ~~2004–05~~ 2006–07 fiscal year, and in subsequent fiscal
4 years a sum sufficient equal to the amount ~~determined~~ calculated under s. 36.34 (1)
5 (c), for the Lawton minority undergraduate grant program under s. 36.34 (1).

6 **SECTION 211.** 20.285 (4) (g) of the statutes is repealed.

7 **SECTION 212.** 20.285 (4) (gm) of the statutes is repealed.

8 **SECTION 213.** 20.285 (5) (a) of the statutes is repealed.

9 **SECTION 215.** 20.292 (1) (bm) of the statutes is repealed.

10 **SECTION 216.** 20.292 (1) (ec) of the statutes is repealed.

11 **SECTION 217m.** 20.292 (1) (eh) of the statutes is created to read:

12 20.292 (1) (eh) *Jobs advantage training program grants*. The amounts in the
13 schedule for grants under s. 38.41.

14 **SECTION 217r.** 20.292 (1) (f) of the statutes is repealed.

15 **SECTION 220.** 20.292 (1) (fp) of the statutes is amended to read:

16 20.292 (1) (fp) *Emergency medical technician — basic training; state*
17 *operations*. The amounts in the schedule for technical assistance and administrative
18 support for emergency medical technician — basic training under s. 146.55 (5).

19 **SECTION 221d.** 20.292 (1) (kd) of the statutes is amended to read:

20 20.292 (1) (kd) *Transfer of Indian gaming receipts; work-based learning*
21 *programs*. The amounts in the schedule for work-based learning programs. All
22 moneys transferred from the appropriation account under s. ~~20.143 (1) (kj)~~ 20.505
23 (8) (hm) 18j. shall be credited to this appropriation account. Notwithstanding s.
24 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
25 appropriation account under s. ~~20.143 (1) (kj)~~ 20.505 (8) (hm) 18j.

ENGROSSED ASSEMBLY BILL 100**SECTION 221m**

1 **SECTION 221m.** 20.292 (1) (km) of the statutes is created to read:

2 20.292 (1) (km) *Master logger apprenticeship grants.* All moneys transferred
3 under s. 28.085 (5) for master logger apprenticeship grants under s. 38.04 (29).

4 **SECTION 221r.** 20.292 (2) (gm) of the statutes, as affected by 2005 Wisconsin
5 Act (this act), section 387, is amended to read:

6 20.292 (2) (gm) *Student protection.* All moneys received from fees received
7 under s. 38.50 (10) (c) 4. ~~and all moneys transferred under 2005 Wisconsin Act~~
8 ~~(this act), section 9246 (1mq) from the appropriation account under par. (g), for the~~
9 purpose of indemnifying students, parents, or sponsors under s. 38.50 (10) (a) and
10 for the purpose of preserving under s. 38.50 (11) the students records of schools, as
11 defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

12 **SECTION 222.** 20.292 (2) (i) of the statutes is created to read:

13 20.292 (2) (i) *Closed schools; preservation of student records.* All moneys
14 received from fees collected under s. 38.50 (11) (d) to be used for the administrative
15 costs of taking possession of, preserving, and providing copies of student records of
16 schools, as defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

17 **SECTION 225g.** 20.370 (1) (cx) of the statutes is amended to read:

18 20.370 (1) (cx) *Forestry — management plans.* All moneys received as
19 calculated under s. 77.82 (2m) (dm) 1. for payment for management plans prepared
20 by plan writers who are under contract with the department under s. 77.82 (3).

21 **SECTION 226.** 20.370 (1) (er) of the statutes is created to read:

22 20.370 (1) (er) *Parks and forests — campground reservation fees.* All moneys
23 not retained by the department under s. 27.01 (11) (cr) 1. for payments to contracting
24 parties under contracts entered into under s. 27.01 (11) (cm).

25 **SECTION 226m.** 20.370 (1) (fe) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 226m**

1 20.370 (1) (fe) *Endangered resources — general fund.* From the general fund,
2 a sum sufficient in fiscal year 1993–94 and in each fiscal year thereafter that equals
3 the sum of the amount certified in that fiscal year under s. 71.10 (5) (h) 3. for the
4 previous fiscal year and the amounts received under par. (gr) in that fiscal year for
5 the purposes of the endangered resources program, as defined in s. 71.10 (5) (a) 2.
6 The amount appropriated under this subdivision may not exceed \$500,000 in a fiscal
7 year, except that the amount appropriated under this subdivision in fiscal year
8 ~~2003–04~~ 2005–06 may not exceed ~~\$312,200~~ \$364,000 and the amount appropriated
9 under this subdivision in fiscal year ~~2004–05~~ 2006–07 may not exceed \$364,000.

10 **SECTION 226r.** 20.370 (1) (hr) of the statutes is amended to read:

11 20.370 (1) (hr) *Pheasant restoration.* All Forty percent of the moneys received
12 under s. 29.191 (2) for developing, managing, preserving, restoring and maintaining
13 the wild pheasant population in the state.

14 **SECTION 227.** 20.370 (1) (hw) of the statutes is created to read:

15 20.370 (1) (hw) *Pheasant stocking and propagation.* Sixty percent of the
16 moneys received under s. 29.191 (2) for the stocking and propagation of pheasants
17 on lands under the department’s ownership, management, supervision, or control.

18 **SECTION 229.** 20.370 (1) (mr) of the statutes is repealed.

19 **SECTION 230.** 20.370 (1) (mu) of the statutes is amended to read:

20 20.370 (1) (mu) *General program operations — state funds.* The amounts in
21 the schedule for general program operations that do not relate to the management
22 and protection of the state’s fishery resources and that are conducted under ss. 23.09
23 to 23.11, 27.01, 30.203, 30.277, and 90.21, and chs. 29 and 169, for the endangered
24 resources program, as defined under s. 71.10 (5) (a) 2., and for transfers to the
25 appropriation account under s. 20.285 (1) (kf).

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1 **SECTION 230v.** 20.370 (2) (bg) of the statutes is amended to read:

2 20.370 (2) (bg) *Air management — stationary sources.* The amounts in the
3 schedule for purposes related to stationary sources of air contaminants as specified
4 in s. 285.69 (2) (c) and to transfer the amounts appropriated under s. 20.143 (1) (kc)
5 to the appropriation account under s. 20.143 (1) (kc). All moneys received from fees
6 imposed on owners and operators of stationary sources for which operation permits
7 are required under the federal clean air act under s. 285.69 (2) (a) and (e), except
8 moneys appropriated under subs. (3) (bg), (8) (mg) and (9) (mh), and all moneys
9 received from fees imposed under s. 285.69 (7) shall be credited to this appropriation.

10 **SECTION 231.** 20.370 (2) (bh) of the statutes is created to read:

11 20.370 (2) (bh) *Air management — state permit sources.* The amounts in the
12 schedule for purposes related to stationary sources of air contaminants for which an
13 operation permit is required under s. 285.60 but not under the federal clean air act
14 as specified in s. 285.69 (2) (i). All moneys received from fees imposed under s. 285.69
15 (1g) and imposed under s. 285.69 (2) on owners and operators of stationary sources
16 for which operation permits are required under s. 285.60 but not under the federal
17 clean air act shall be credited to this appropriation account.

18 **SECTION 233.** 20.370 (2) (ci) of the statutes is amended to read:

19 20.370 (2) (ci) *Air management — permit review and enforcement.* The
20 amounts in the schedule for any purpose specified under s. 285.69 (1) or (5), except
21 for purposes described in par. (bi), and for other activities to reduce air pollution, as
22 provided in s. 285.69 (6). All moneys received from fees imposed under s. 285.69 (1),
23 (1d), and (5), except moneys appropriated under par. (bi), shall be credited to this
24 appropriation.

25 **SECTION 234.** 20.370 (2) (dh) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 234**

1 20.370 (2) (dh) *Solid waste management — remediated property.* All moneys
2 received under ss. 292.11 (7) (d) 2., 292.13 (3), 292.15 (5), 292.21 (1) (c) 1. d., 292.35
3 (13), 292.55 (2), 292.57 (2), and 292.94 for the department's activities related to the
4 issuance of determinations under s. 292.13 (2), remedial action cost recovery under
5 s. 292.35, remediation of property under ss. 292.11 (7) (d), 292.15 (2) and (4), and,
6 292.55 (1), and 292.57 and conducting reviews described in s. 292.94.

7 **SECTION 236.** 20.370 (3) (at) of the statutes is amended to read:

8 20.370 (3) (at) *Education and safety programs.* ~~All moneys remitted to the~~
9 ~~department under ss. 23.33 (5) (d), 30.74 (1) (b) and 350.055~~ The amounts in the
10 schedule for programs or courses of instruction under ss. 23.33 (5) (d), 29.591 (3),
11 30.74 (1) (a) and 350.055. All moneys remitted to the department under ss. 23.33 (5)
12 (d), 29.591 (3), 30.74 (1) (b), and 350.055 shall be credited to this appropriation.

13 **SECTION 237.** 20.370 (3) (au) of the statutes is repealed.

14 **SECTION 237v.** 20.370 (3) (bg) of the statutes is amended to read:

15 20.370 (3) (bg) *Enforcement — stationary sources.* From the general fund, from
16 the moneys received from fees imposed on owners and operators of stationary sources
17 for which operation permits are required under the federal clean air act under s.
18 285.69 (2) (a) and (e), the amounts in the schedule for enforcement operations related
19 to stationary sources of air contaminants.

20 **SECTION 238.** 20.370 (3) (bL) of the statutes is created to read:

21 20.370 (3) (bL) *Operator certification — fees.* From the general fund, from the
22 moneys received under ss. 281.17 (3) and 281.48 (4s) (a) and (b), the amounts in the
23 schedule for administrative activities related to the certification of operators of water
24 systems, wastewater treatment plants, and septage servicing vehicles.

25 **SECTION 240.** 20.370 (3) (mv) of the statutes is renumbered 20.370 (1) (hv).

ENGROSSED ASSEMBLY BILL 100**SECTION 241**

1 **SECTION 241.** 20.370 (3) (mw) of the statutes is created to read:

2 20.370 (3) (mw) *Water resources — public health.* The amounts in the schedule
3 for public health activities relating to surface water quality.

4 **SECTION 241m.** 20.370 (4) (bi) of the statutes is amended to read:

5 20.370 (4) (bi) *Water regulation and zoning — fees.* From the general fund, all
6 moneys received under ~~ss. 23.32 (3), 30.28, 31.39 and 281.22~~ the amounts in the
7 schedule for activities relating to permits and approvals issued under chs. 30 and 31,
8 water quality standards under subch. II of ch. 281 and for wetland mapping under
9 s. 23.32. All moneys received under ss. 23.32 (3), 30.28, 31.39, and 281.22 shall be
10 credited to this appropriation account.

11 **SECTION 242.** 20.370 (4) (bL) of the statutes is amended to read:

12 20.370 (4) (bL) *Wastewater management — fees.* From the general fund, all
13 from the moneys received under s. ss. 281.17 (3) and s. 281.48 (4s) (a) and (b), all
14 moneys not appropriated under sub. (3) (bL), for the certification of operators of
15 water systems, wastewater treatment plants and septage servicing vehicles and
16 under s. 281.48 (4s) (a) and (b) for wastewater management activities.

17 **SECTION 243.** 20.370 (4) (ku) of the statutes is amended to read:

18 20.370 (4) (ku) *Great Lakes trout and salmon.* All moneys received under ss.
19 ~~29.191 (5), 29.219 (3) (c) and 29.228 (7) (c), and 29.2285 (2)~~ to provide additional
20 funding for the trout and salmon rearing and stocking program for outlying waters
21 and to administer s. ~~29.191 (5) 29.2285 (2).~~

22 **SECTION 244.** 20.370 (4) (kv) of the statutes is amended to read:

23 20.370 (4) (kv) *Trout habitat improvement.* All moneys received under ~~s. 29.191~~
24 ~~(4) ss. 29.219 (3m) (c) and 29.2285 (1)~~ for improving and maintaining trout habitat

ENGROSSED ASSEMBLY BILL 100**SECTION 244**

1 in inland trout waters, for conducting trout surveys in inland trout waters and for
2 administering that section those sections.

3 **SECTION 245.** 20.370 (4) (ky) of the statutes is created to read:

4 20.370 (4) (ky) *Sturgeon stock and habitat — inland waters.* All moneys
5 received under s. 29.2285 (3) for assessing and managing the lake sturgeon stock and
6 fishery in inland waters, as defined in s. 29.001 (45), for improving and maintaining
7 lake sturgeon habitat in those inland waters, and for administering s. 29.2285 (3).

8 **SECTION 245m.** 20.370 (4) (mq) of the statutes is amended to read:

9 20.370 (4) (mq) *General program operations — environmental fund.* From the
10 environmental fund, the amounts in the schedule for administration of
11 environmental activities under chs. 160, 281 and 283, except s. 281.48, and for the
12 grant under 2005 Wisconsin Act ... (this act), section 9135 (2e).

13 **SECTION 245n.** 20.370 (4) (mu) of the statutes is amended to read:

14 20.370 (4) (mu) *General program operations — state funds.* The amounts in
15 the schedule for general program operations that relate to the management and
16 protection of the state's fishery resources and that are conducted under ss. 23.09 to
17 23.11, 30.203 and 30.277 and ch. 29 and for transfers to the appropriation ~~account~~
18 accounts under s. ~~ss.~~ 20.115 (2) (k) and 20.285 (1) (kb).

19 **SECTION 246.** 20.370 (4) (nz) of the statutes is amended to read:

20 20.370 (4) (nz) *General program operations — safe drinking water loan*
21 *programs; federal funds.* ~~As a continuing appropriation, from~~ From the safe drinking
22 water loan program federal revolving loan fund account in the environmental
23 improvement fund, ~~the amounts in the schedule~~ all moneys received from the federal
24 government for the general program operations of the safe drinking water loan

ENGROSSED ASSEMBLY BILL 100**SECTION 246**

1 program under s. 281.59 or 281.61 and other drinking water quality activities under
2 s. 281.62 to be used for those operations and activities.

3 **SECTION 246g.** 20.370 (5) (ax) of the statutes is created to read:

4 20.370 (5) (ax) *Resource aids — forestry education.* The amounts in the
5 schedule for forestry education and professional development.

6 **SECTION 246m.** 20.370 (5) (az) of the statutes is created to read:

7 20.370 (5) (az) *Resource aids — forestry; timber sale revenue.* All moneys
8 received, in excess of \$3,770,000 for each fiscal year, from the sale of timber from
9 state forests and other state-owned lands under the supervision, management, or
10 control of the division of forestry for the programs and purposes under s. 28.085.

11 **SECTION 246p.** 20.370 (5) (az) of the statutes, as created by 2005 Wisconsin Act
12 (this act), is amended to read:

13 20.370 (5) (az) *Resource aids — forestry; timber sale revenue.* All moneys
14 received, ~~in excess of \$3,770,000 for each fiscal year,~~ from the sale of timber from
15 state forests and other state-owned lands under the supervision, management, or
16 control of the division of forestry for the programs and purposes under s. 28.085.

17 **SECTION 246t.** 20.370 (5) (br) of the statutes is amended to read:

18 20.370 (5) (br) *Resource aids — forest croplands and managed forest land aids.*
19 The amounts in the schedule for local aids to counties under s. 23.09 (18) and for
20 managed forest land aids under s. 23.09 (18m).

21 **SECTION 247b.** 20.370 (5) (cq) of the statutes is amended to read:

22 20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As
23 a continuing appropriation, the amounts in the schedule for recreational boating
24 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the
25 Portage levee system and the Portage canal under s. 31.309, for development of a

ENGROSSED ASSEMBLY BILL 100**SECTION 247b**

1 state park under s. 23.198, for the Southeastern Wisconsin Fox River commission
2 under 2005 Wisconsin Act (this act), section 9135 (4w), for funding for the Fox
3 River Navigational System Authority under s. 237.08 (2), and for the engineering
4 and environmental study under s. 31.307.

5 **SECTION 247c.** 20.370 (5) (ct) of the statutes is amended to read:

6 20.370 (5) (ct) *Recreation aids — all-terrain vehicle project aids; gas tax*
7 *payment.* As a continuing appropriation, the sum of an amount equal to the
8 estimated all-terrain vehicle gas tax payment and an amount equal to the amount
9 lapsed to the conservation fund on July 1, 2005, from the appropriation account
10 under s. 20.370 (5) (cv), 2003 stats., to provide aid to towns, villages, cities, counties
11 and federal agencies for nonstate all-terrain vehicle projects.

12 **SECTION 247g.** 20.370 (5) (ct) of the statutes, as affected by 2005 Wisconsin Act
13 (this act), is amended to read:

14 20.370 (5) (ct) *Recreation aids — all-terrain vehicle project aids; gas tax*
15 *payment.* As a continuing appropriation, ~~the sum of an amount equal to the~~
16 ~~estimated all-terrain vehicle gas tax payment and an amount equal to the amount~~
17 ~~lapsed to the conservation fund on July 1, 2005, from the appropriation account~~
18 ~~under s. 20.370 (5) (cv), 2003 stats.,~~ to provide aid to towns, villages, cities, counties
19 and federal agencies for nonstate all-terrain vehicle projects.

20 **SECTION 248.** 20.370 (5) (cv) of the statutes is repealed.

21 **SECTION 248g.** 20.370 (5) (fq) of the statutes is amended to read:

22 20.370 (5) (fq) *Wildlife damage claims and abatement.* All moneys received
23 under ss. 29.181, 29.559 (1r), and 29.563 (13) and not appropriated under par. (fr)
24 and subs. (1) (hs) and (Ls) and (5) (fs) to provide state aid for the wildlife damage
25 abatement program under s. 29.889 (5) (c) and the wildlife damage claim program

ENGROSSED ASSEMBLY BILL 100**SECTION 248g**

1 under s. 29.889 (7) (d), for county administration costs under s. 29.889 (2) (d), and
2 for payments under s. 29.89.

3 **SECTION 248j.** 20.370 (5) (fs) of the statutes is created to read:

4 20.370 (5) (fs) *Venison processing.* Biennially, the amounts in the schedule from
5 moneys received under s. 29.563 (13) for the venison processing and donation
6 program under s. 29.89 and for promotional and educational activities and materials
7 to encourage voluntary contributions under s. 29.565.

8 **SECTION 250.** 20.370 (6) (br) of the statutes is amended to read:

9 20.370 (6) (br) *Environmental aids — waste reduction and recycling*
10 *demonstration grants.* From the recycling fund, as a continuing appropriation, the
11 amounts in the schedule for waste reduction and recycling demonstration grants
12 under s. 287.25 and the grants required under 1999 Wisconsin Act 9, section 9136
13 ~~(9) and (9cm)~~ for business waste reduction and recycling assistance under s. 287.26.

14 **SECTION 252.** 20.370 (7) (aa) of the statutes is amended to read:

15 20.370 (7) (aa) *Resource acquisition and development — principal repayment*
16 *and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of
17 principal and interest costs incurred in financing the placement of structures and fill
18 under s. 30.203, in financing the acquisition, construction, development,
19 enlargement, or improvement of state recreation facilities under s. 20.866 (2) (tp) and
20 (tr), in financing state aids for land acquisition and development of local parks under
21 s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and
22 (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice
23 age trail development under s. 20.866 (2) (tw), in financing the Warren
24 Knowles–Gaylord Nelson stewardship program under s. 20.866 (2) (tz) and in
25 financing the Warren Knowles–Gaylord Nelson stewardship 2000 program under s.

ENGROSSED ASSEMBLY BILL 100**SECTION 252**

1 20.866 (2) (ta), but not including payments made under par. (ac). Payments may not
2 be made from this appropriation account for principal and interest costs incurred in
3 financing land acquisition and development of state forests under ss. 20.866 (2) (ta)
4 and (tz) until all moneys available under s. 20.370 (7) (au) have been expended.
5 Payments may not be made from this appropriation account for principal and
6 interest costs incurred in financing the Warren Knowles–Gaylord Nelson
7 stewardship 2000 program under s. 20.866 (2) (ta) until all moneys available under
8 s. 20.370 (7) (ah) have been expended.

9 **SECTION 252c.** 20.370 (7) (ah) of the statutes is created to read:

10 20.370 (7) (ah) *Principal repayment and interest — stewardship program.* All
11 moneys received from the sale of public lands that were acquired from the board of
12 commissioners of public lands under s. 24.59 (1), to reimburse s. 20.866 (1) (u) for the
13 payment of principal and interest of costs incurred in financing the Warren
14 Knowles–Gaylord Nelson stewardship 2000 program under s. 20.866 (2) (ta).

15 **SECTION 258.** 20.370 (7) (au) of the statutes is amended to read:

16 20.370 (7) (au) *State forest acquisition and development — principal repayment*
17 *and interest.* From the conservation fund, the amounts in the schedule to reimburse
18 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing
19 land acquisition and development for state forests from the appropriations under s.
20 20.866 (2) (ta) and (tz). ~~No moneys may be expended or encumbered from this~~
21 ~~appropriation after June 30, 2005.~~

22 **SECTION 269g.** 20.370 (7) (fr) of the statutes is amended to read:

23 20.370 (7) (fr) *Resource acquisition and development — boating access to*
24 *southeastern lakes.* From the conservation fund, as a continuing appropriation, the
25 amounts in the schedule for state recreational boating projects that provide public

ENGROSSED ASSEMBLY BILL 100**SECTION 269g**

1 access to ~~lakes~~ inland waters, as defined in s. 29.001 (45), which are lakes in the
2 region identified under s. 25.29 (7) (a).

3 **SECTION 269r.** 20.370 (7) (ft) of the statutes is amended to read:

4 20.370 (7) (ft) *Resource acquisition and development — boating access.* From
5 the conservation fund, as a continuing appropriation, the amounts in the schedule
6 for state recreational boating projects which that provide public access to inland
7 waters, as defined in s. 29.001 (45), which are lakes in the region identified under s.
8 25.29 (7) (a) lakes.

9 **SECTION 270g.** 20.370 (8) (mg) of the statutes is amended to read:

10 20.370 (8) (mg) *General program operations — stationary sources.* From the
11 general fund, from the moneys received from fees imposed on owners and operators
12 of stationary sources for which operation permits are required under the federal
13 clean air act under s. 285.69 (2) (a) and (e), the amounts in the schedule for the
14 administration of the operation permit program under ch. 285 and s. 299.15.

15 **SECTION 271.** 20.370 (9) (hk) of the statutes is amended to read:

16 20.370 (9) (hk) *Approval fees to Lac du Flambeau band–service funds.* From
17 the general fund, the amounts in the schedule for the purpose of making payments
18 to the Lac du Flambeau band of the Lake Superior Chippewa under s. 29.2295 (4) (a)
19 and (4m). All moneys transferred from the appropriation account under s. 20.505 (8)
20 (hm) 8r. shall be credited to this appropriation account. Notwithstanding s. 20.001
21 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
22 appropriation account under s. 20.505 (8) (hm).

23 **SECTION 272.** 20.370 (9) (jL) of the statutes is repealed.

24 **SECTION 273.** 20.370 (9) (ju) of the statutes is repealed.

25 **SECTION 273e.** 20.370 (9) (mh) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 273e**

1 20.370 (9) (mh) *General program operations — stationary sources.* From the
2 general fund, from the moneys received from fees imposed on owners and operators
3 of stationary sources for which operation permits are required under the federal
4 clean air act under s. 285.69 (2) (a) and (e), the amounts in the schedule for customer
5 service, communications and aids administration for the operation permit program
6 under ch. 285 and s. 299.15.

7 **SECTION 273g.** 20.373 (intro.) of the statutes is amended to read:

8 **20.373 Fox River Navigational System Authority.** (intro.) There is
9 appropriated, from the conservation fund, or from other funds if so indicated, to the
10 Fox River Navigational System Authority for the following program:

11 **SECTION 273r.** 20.373 (1) (g) of the statutes is created to read:

12 20.373 (1) (g) *Administration, operation, repair, and rehabilitation.* All moneys
13 received from the sale of surplus land under 2005 Wisconsin Act ... (this act), section
14 9105 (14q), to be used for administration of the authority and the operation, repair,
15 and rehabilitation of the Fox River lock system.

16 **SECTION 274k.** 20.380 (1) (b) of the statutes is amended to read:

17 20.380 (1) (b) *Tourism marketing; general purpose revenue.* The amounts in the
18 schedule for tourism marketing service expenses and the execution of the functions
19 under ss. 41.11 (4) and 41.17 ~~and the grants under 1997 Wisconsin Act 27, section~~
20 ~~9148 (2f) and (2x).~~ In each fiscal year, the department shall expend for tourism
21 marketing service expenses and the execution of the functions under ss. 41.11 (4) and
22 41.17 an amount that bears the same proportion to the amount in the schedule for
23 the fiscal year as the amount expended under par. (kg) in that fiscal year bears to the
24 amount in the schedule for par. (kg) for that fiscal year. Of the amounts under this
25 paragraph, not more than 50% shall be used to match funds allocated under s. 41.17

ENGROSSED ASSEMBLY BILL 100**SECTION 274k**

1 by private or public organizations for the joint effort marketing of tourism with the
2 state. The department shall expend at least \$125,000 in each fiscal year from this
3 appropriation to conduct or contract for marketing activities related to sporting
4 activities and events. Of the amounts in the schedule, \$25,000 shall be allocated in
5 each fiscal year for state sponsorship of, and advertising during, media broadcasts
6 of the Milwaukee symphony. Of the amounts in the schedule, \$50,000 shall be
7 allocated for grants to America's Black Holocaust Museum in the city of Milwaukee.

8 **SECTION 274L.** 20.380 (1) (kg) of the statutes is amended to read:

9 20.380 (1) (kg) *Tourism marketing; gaming revenue.* Biennially, the amounts
10 in the schedule for tourism marketing service expenses and the execution of the
11 functions under ss. 41.11 (4) and 41.17 and for the grant under 1999 Wisconsin Act
12 9, section 9149 (2c) and (2tw). In each fiscal year, the department shall expend for
13 tourism marketing service expenses and the execution of the functions under ss.
14 41.11 (4) and 41.17 an amount that bears the same proportion to the amount in the
15 schedule for the fiscal year as the amount expended under par. (b) in that fiscal year
16 bears to the amount in the schedule for par. (b) for that fiscal year. ~~Of the amounts~~
17 ~~in the schedule, \$200,000 shall be allocated for grants to the Milwaukee Public~~
18 ~~Museum for Native American exhibits and activities.~~ All moneys transferred from
19 the appropriation account under s. 20.505 (8) (hm) 6. shall be credited to this
20 appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered
21 balance on June 30 of each odd-numbered year shall revert to the appropriation
22 account under s. 20.505 (8) (hm).

23 **SECTION 274m.** 20.380 (1) (w) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 274m**

1 20.380 (1) (w) *Tourism marketing; transportation fund.* Biennially, from the
2 transportation fund, the amounts in the schedule for tourism marketing service
3 expenses and the execution of the functions under ss. 41.11 (4) and 41.17.

4 **SECTION 275.** 20.395 (1) (gt) of the statutes is created to read:

5 20.395 (1) (gt) *Soo Locks improvements, state funds.* The amounts in the
6 schedule for the purpose of providing the state share of a federal project to improve
7 the Soo Locks connecting Lake Superior with the other Great Lakes.

8 **SECTION 276.** 20.395 (2) (cs) of the statutes is created to read:

9 20.395 (2) (cs) *Harbor assistance, federal funds.* All moneys received from the
10 federal government for harbor assistance or harbor improvements under s. 85.095.

11 **SECTION 276g.** 20.395 (2) (fr) of the statutes is amended to read:

12 20.395 (2) (fr) *Local roads improvement program, state funds.* As a continuing
13 appropriation, the amounts in the schedule for the local roads improvement program
14 under s. 86.31 (3), and for the payment required under 1997 Wisconsin Act 27, section
15 9149 (4z).

16 **SECTION 276k.** 20.395 (2) (ft) of the statutes is created to read:

17 20.395 (2) (ft) *Local roads improvement program; discretionary grants, state*
18 *funds.* As a continuing appropriation, the amounts in the schedule for the local roads
19 improvement program under s. 86.31 (3g) to (3r).

20 **SECTION 276L.** 20.395 (3) (cq) of the statutes is amended to read:

21 20.395 (3) (cq) *State highway rehabilitation, state funds.* As a continuing
22 appropriation, the amounts in the schedule for improvement of existing state trunk
23 and connecting highways; for improvement of bridges on state trunk or connecting
24 highways and other bridges for which improvement is a state responsibility, for
25 necessary approach work for such bridges and for replacement of such bridges with

ENGROSSED ASSEMBLY BILL 100**SECTION 276L**

1 at-grade crossing improvements; for the construction and rehabilitation of the
2 national system of interstate and defense highways and bridges and related
3 appurtenances; for special maintenance activities under s. 84.04 on roadside
4 improvements; for bridges under s. 84.10; for the bridge project under s. 84.115; for
5 payment to a local unit of government for a jurisdictional transfer under s. 84.02 (8);
6 for the disadvantaged business demonstration and training program under s.
7 84.076; for the transfers required under 1999 Wisconsin Act 9, section 9250 (1) and
8 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes described under 1999
9 Wisconsin Act 9, section 9150 (8g), and 2001 Wisconsin Act 16, section 9152 (4e). This
10 paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects
11 under s. 84.014, or to the installation, replacement, rehabilitation, or maintenance
12 of highway signs, traffic control signals, highway lighting, pavement markings, or
13 intelligent transportation systems, unless incidental to the improvement of existing
14 state trunk and connecting highways.

15 **SECTION 276p.** 20.395 (3) (ct) of the statutes is created to read:

16 20.395 (3) (ct) *Marquette interchange reconstruction, owner controlled*
17 *insurance program, service funds.* All moneys received from contractors on the
18 Marquette interchange reconstruction project as payments arising from safety
19 violations or claims for the purposes of funding safety coordination efforts and safety
20 programs on the project and making premium payments for insurance maintained
21 by the department on the project.

22 **SECTION 276p.** 20.395 (3) (cv) of the statutes is amended to read:

23 20.395 (3) (cv) *State highway rehabilitation, local funds.* All moneys received
24 from any local unit of government or other source for the specific information sign
25 program under s. 86.195; for improvement of existing state trunk and connecting

ENGROSSED ASSEMBLY BILL 100**SECTION 276p**

1 highways; for improvement of bridges on state trunk or connecting highways and
2 other bridges for which improvement is a state responsibility, for necessary approach
3 work for such bridges and for replacement of such bridges with at-grade crossing
4 improvements; for the construction and rehabilitation of the national system of
5 interstate and defense highways and bridges and related appurtenances; for special
6 maintenance activities under s. 84.04 on roadside improvements; for the bridge
7 project under s. 84.115; for the railroad and utility alteration and relocation loan
8 program under s. 84.065; and for the disadvantaged business demonstration and
9 training program under s. 84.076, for such purposes. This paragraph does not apply
10 to any southeast Wisconsin freeway rehabilitation projects under s. 84.014.

11 **SECTION 276s.** 20.395 (3) (cx) of the statutes is amended to read:

12 20.395 (3) (cx) *State highway rehabilitation, federal funds.* All moneys
13 received from the federal government for improvement of existing state trunk and
14 connecting highways; for improvement of bridges on state trunk or connecting
15 highways and other bridges for which improvement is a state responsibility, for
16 necessary approach work for such bridges and for replacement of such bridges with
17 at-grade crossing improvements; for the construction and rehabilitation of the
18 national system of interstate and defense highways and bridges and related
19 appurtenances; for special maintenance activities under s. 84.04 on roadside
20 improvements; for the bridge project under s. 84.115; and for the disadvantaged
21 business demonstration and training program under s. 84.076; and all moneys
22 received under 2003 Wisconsin Act 33, section 9153 (4q); for such purposes. This
23 paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects
24 under s. 84.014.

25 **SECTION 276t.** 20.395 (3) (eq) of the statutes is amended to read:

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1 20.395 (3) (eq) *Highway maintenance, repair, and traffic operations, state*
2 *funds.* As a continuing appropriation, the amounts in the schedule for the
3 maintenance and repair of roadside improvements under s. 84.04, state trunk
4 highways under s. 84.07, and bridges that are not on the state trunk highway system
5 under s. 84.10; for permit issuance and other highway operations, including the
6 installation, replacement, rehabilitation, or maintenance of highway signs, traffic
7 control signals, highway lighting, pavement markings, and intelligent
8 transportation systems, under ss. 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch.
9 349; for the grant under 2005 Wisconsin Act ... (this act), section 9148 (3f); and for
10 the disadvantaged business demonstration and training program under s. 84.076.
11 This paragraph does not apply to special maintenance activities under s. 84.04 on
12 roadside improvements.

13 **SECTION 276w.** 20.395 (3) (er) of the statutes is created to read:

14 20.395 (3) (er) *State-owned lift bridge operations and maintenance, state*
15 *funds.* The amounts in the schedule for the operating and maintenance costs of lift
16 bridges on connecting highways, state trunk highways, or local highways that are
17 owned by the state and are not funded by sub. (1) (ft).

18 **SECTION 277.** 20.395 (4) (aq) of the statutes is amended to read:

19 20.395 (4) (aq) *Departmental management and operations, state funds.* The
20 amounts in the schedule for departmental planning and administrative activities
21 and the administration and management of departmental programs except those
22 programs under subs. (2) (bq), (cq), and (dq) and (3) (iq), ~~including those activities in~~
23 ~~s. 85.07 and~~ including not less than \$220,000 in each fiscal year to reimburse the
24 department of justice for legal services provided the department under s. 165.25 (4)
25 (a) and including activities related to the transportation employment and mobility

ENGROSSED ASSEMBLY BILL 100**SECTION 277**

1 program under s. 85.24 that are not funded from the appropriation under sub. (1)
2 (bs), (bv) or (bx); and the scholarship and loan repayment incentive grant program
3 under s. 85.107, ~~and the Type 1 motorcycle, moped, and motor bicycle safety program~~
4 ~~under s. 85.30~~ and to match federal funds for mass transit planning.

5 **SECTION 278.** 20.395 (4) (ax) of the statutes is amended to read:

6 20.395 (4) (ax) *Departmental management and operations, federal funds.* All
7 moneys received from the federal government for the administration and
8 management of departmental programs except those programs under subs. (2) (bx)
9 and (dx) and (3) (ix), and for departmental planning and administrative activities
10 including all moneys received as federal aid as authorized by the governor under s.
11 16.54 ~~to promote highway safety and continue the local traffic safety representatives~~
12 ~~program and for purposes of s. 85.07~~ and for activities related to the transportation
13 employment and mobility program under s. 85.24 that are not funded from the
14 appropriation under sub. (1) (bs), (bv), or (bx), ~~and to transfer to the appropriation~~
15 ~~account under s. 20.505 (1) (z) the amounts in the schedule under s. 20.505 (1) (z),~~
16 for such purposes.

17 **SECTION 279.** 20.395 (5) (dr) of the statutes is created to read:

18 20.395 (5) (dr) *Transportation safety, state funds.* The amounts in the schedule
19 for activities related to highway safety under s. 85.07 and the Type 1 motorcycle,
20 moped, and motor bicycle safety program under s. 85.30.

21 **SECTION 280.** 20.395 (5) (dy) of the statutes is created to read:

22 20.395 (5) (dy) *Transportation safety, federal funds.* All moneys received from
23 the federal government as authorized by the governor under s. 16.54 to promote
24 highway safety and for purposes of s. 85.07, for such purposes.

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1 **SECTION 281.** 20.395 (6) (af) of the statutes, as affected by 2003 Wisconsin Act
2 64, is amended to read:

3 20.395 **(6)** (af) *Principal repayment and interest, local roads for job preservation*
4 *program and major highway and rehabilitation projects, state funds.* From the
5 general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of
6 principal and interest costs incurred in financing the local roads for job preservation
7 program under s. 86.312 and major highway and rehabilitation projects, as provided
8 under ~~s. ss. 20.866 (2) (uum) and (uur), 84.555, and 84.95,~~ and to make the payments
9 determined by the building commission under s. 13.488 (1) (m) that are attributable
10 to the proceeds of obligations incurred in financing the local roads for job
11 preservation program under s. 86.312.

12 **SECTION 284.** 20.395 (6) (au) of the statutes is created to read:

13 20.395 **(6)** (au) *Principal repayment and interest, Marquette interchange*
14 *reconstruction project, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for
15 the payment of principal and interest costs incurred in financing the Marquette
16 interchange reconstruction project, as provided under ss. 20.866 (2) (uup) and
17 84.555.

18 **SECTION 286m.** 20.410 (1) (f) of the statutes is amended to read:

19 20.410 **(1)** (f) *Energy costs.* The amounts in the schedule to be used at state
20 correctional institutions to pay for utilities and for fuel, heat and air conditioning and
21 to pay costs incurred by or on behalf of the department under ~~ss. s. 16.858 and 16.895.~~

22 **SECTION 287.** 20.410 (1) (gd) of the statutes is created to read:

23 20.410 **(1)** (gd) *Sex offender management.* The amounts in the schedule for the
24 supervision of persons on probation, parole, or extended supervision. All moneys

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1 received from sex offenders under s. 301.45 (10) shall be credited to this
2 appropriation account.

3 **SECTION 288m.** 20.410 (1) (gm) of the statutes is amended to read:

4 20.410 (1) (gm) *Sale of fuel and utility water service.* The amounts in the
5 schedule for fuel, or water, sewage treatment service, electricity, heat or chilled water
6 provided to entities outside the department at correctional facilities. All moneys
7 received from the sale of those materials or services at correctional facilities to
8 entities outside the department under s. 16.93 (2) shall be credited to this
9 appropriation.

10 **SECTION 290.** 20.410 (1) (ke) of the statutes is created to read:

11 20.410 (1) (ke) *Jackson correctional institution wastewater treatment facility.*
12 The amounts in the schedule to make improvements to the wastewater treatment
13 facility at the Jackson correctional institution. All moneys transferred from the
14 appropriation account under s. 20.505 (8) (hm) 16m. shall be credited to this
15 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
16 balance on June 30 of each year shall revert to the appropriation account under s.
17 20.505 (8) (hm).

18 **SECTION 291.** 20.410 (1) (ke) of the statutes, as created by 2005 Wisconsin Act
19 (this act), is repealed.

20 **SECTION 291r.** 20.410 (1) (kh) of the statutes is amended to read:

21 20.410 (1) (kh) *Victim services and programs.* The amounts in the schedule for
22 the administration of victim services and programs. All moneys transferred from the
23 appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 5m. shall be credited to this
24 appropriation account.

25 **SECTION 293r.** 20.410 (1) (kp) of the statutes is amended to read:

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1 20.410 (1) (kp) *Correctional officer training*. The amounts in the schedule to
2 finance correctional officers training under s. 301.28. All moneys transferred from
3 the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 6. shall be credited to
4 this appropriation account.

5 **SECTION 295g.** 20.410 (3) (hm) of the statutes is amended to read:

6 20.410 (3) (hm) *Juvenile correctional services*. Except as provided in pars. (ho)
7 and (hr), the amounts in the schedule for juvenile correctional services specified in
8 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,
9 including vehicles, from juvenile correctional institutions operated by the
10 department, all moneys received as payments in restitution of property damaged at
11 juvenile correctional institutions operated by the department, all moneys received
12 from miscellaneous services provided at a juvenile correctional institution operated
13 by the department, all moneys transferred from the appropriation account under
14 pars. (ho) and (hr) as provided in 2005 Wisconsin Act (this act), section 9209 (1x),
15 all moneys transferred under s. 301.26 (4) (cm), and, except as provided in par. (hr),
16 all moneys received in payment for juvenile correctional services specified in s.
17 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys
18 generated by the daily rate under s. 301.26 (4) (d), other than moneys generated
19 under s. 301.26 (5) (b), exceed actual fiscal year institutional costs by 2% or more, all
20 moneys in excess of that 2% shall be remitted to the counties during the subsequent
21 calendar year or transferred to the appropriation account under par. (kx) during the
22 subsequent fiscal year. Each county and the department shall receive a
23 proportionate share of the remittance and transfer depending on the total number
24 of days of placement at juvenile correctional institutions including the Mendota
25 Juvenile Treatment Center. Counties shall use the funds for purposes specified in

ENGROSSED ASSEMBLY BILL 100**SECTION 295g**

1 s. 301.26. The department shall deposit in the general fund the amounts transferred
2 under this paragraph to the appropriation account under par. (kx). Notwithstanding
3 ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may project a deficit in
4 this appropriation account on June 30 of any odd-numbered year as provided in s.
5 301.26 (5) (a), and any such projected deficit shall be recouped during the next fiscal
6 biennium as provided in s. 301.26 (5) (b).

7 **SECTION 295h.** 20.410 (3) (hm) of the statutes, as affected by 2005 Wisconsin
8 Act (this act), is amended to read:

9 20.410 **(3)** (hm) *Juvenile correctional services.* Except as provided in pars. (ho)
10 and (hr), the amounts in the schedule for juvenile correctional services specified in
11 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,
12 including vehicles, from juvenile correctional institutions operated by the
13 department, all moneys received as payments in restitution of property damaged at
14 juvenile correctional institutions operated by the department, all moneys received
15 from miscellaneous services provided at a juvenile correctional institution operated
16 by the department, ~~all moneys transferred from the appropriation account under~~
17 ~~pars. (ho) and (hr) as provided in 2005 Wisconsin Act (this act), section 9209 (1x),~~
18 all moneys transferred under s. 301.26 (4) (cm), and, except as provided in par. (hr),
19 all moneys received in payment for juvenile correctional services specified in s.
20 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys
21 generated by the daily rate under s. 301.26 (4) (d), other than moneys generated
22 under s. 301.26 (5) (b), exceed actual fiscal year institutional costs by 2% or more, all
23 moneys in excess of that 2% shall be remitted to the counties during the subsequent
24 calendar year or transferred to the appropriation account under par. (kx) during the
25 subsequent fiscal year. Each county and the department shall receive a

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1 proportionate share of the remittance and transfer depending on the total number
2 of days of placement at juvenile correctional institutions including the Mendota
3 Juvenile Treatment Center. Counties shall use the funds for purposes specified in
4 s. 301.26. The department shall deposit in the general fund the amounts transferred
5 under this paragraph to the appropriation account under par. (kx). Notwithstanding
6 ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may project a deficit in
7 this appropriation account on June 30 of any odd-numbered year as provided in s.
8 301.26 (5) (a), and any such projected deficit shall be recouped during the next fiscal
9 biennium as provided in s. 301.26 (5) (b).

10 **SECTION 295i.** 20.410 (3) (ho) of the statutes is amended to read:

11 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for
12 providing foster care, treatment foster care, group home care, and institutional child
13 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.
14 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment
15 for providing foster care, treatment foster care, group home care, and institutional
16 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and
17 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation
18 account. If moneys generated by the daily rate exceed actual fiscal year foster care,
19 treatment foster care, group home care, and institutional child care costs, that excess
20 shall be transferred to the appropriation account under par. (hm) as provided in 2005
21 Wisconsin Act (this act), section 9209 (1x), except that if those moneys generated
22 exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the
23 counties during the subsequent calendar year or transferred to the appropriation
24 account under par. (kx) during the subsequent fiscal year. Each county and the
25 department shall receive a proportionate share of the remittance and transfer

ENGROSSED ASSEMBLY BILL 100**SECTION 295i**

1 depending on the total number of days of placement in foster care, treatment foster
2 care, group home care or institutional child care. Counties shall use the funds for
3 purposes specified in s. 301.26. The department shall deposit in the general fund the
4 amounts transferred under this paragraph to the appropriation account under par.
5 (kx).

6 **SECTION 295k.** 20.410 (3) (ho) of the statutes, as affected by 2005 Wisconsin Act
7 (this act), is amended to read:

8 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for
9 providing foster care, treatment foster care, group home care, and institutional child
10 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.
11 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment
12 for providing foster care, treatment foster care, group home care, and institutional
13 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and
14 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation
15 account. If moneys generated by the daily rate exceed actual fiscal year foster care,
16 treatment foster care, group home care, and institutional child care costs, ~~that excess~~
17 ~~shall be transferred to the appropriation account under par. (hm) as provided in 2005~~
18 ~~Wisconsin Act (this act), section 9209 (1x), except that if those moneys generated~~
19 ~~exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the~~
20 ~~counties during the subsequent calendar year or transferred to the appropriation~~
21 ~~account under par. (kx) during the subsequent fiscal year. Each county and the~~
22 ~~department shall receive a proportionate share of the remittance and transfer~~
23 ~~depending on the total number of days of placement in foster care, treatment foster~~
24 ~~care, group home care or institutional child care. Counties shall use the funds for~~
25 ~~purposes specified in s. 301.26. The department shall deposit in the general fund the~~

ENGROSSED ASSEMBLY BILL 100**SECTION 295k**

1 amounts transferred under this paragraph to the appropriation account under par.
2 (kx).

3 **SECTION 295m.** 20.410 (3) (k) of the statutes is created to read:

4 20.410 (3) (k) *Youth diversion administration.* The amounts in the schedule
5 for administering the youth diversion program under s. 301.265. All moneys
6 transferred from the appropriation account under s. 20.455 (2) (i) 13m. shall be
7 credited to this appropriation account.

8 **SECTION 296.** 20.425 (1) (i) of the statutes is amended to read:

9 20.425 (1) (i) *Fees, collective bargaining training, ~~and publications,~~ and*
10 *appeals.* The amounts in the schedule for the performance of fact-finding,
11 mediation, and arbitration functions, for the provision of copies of transcripts, for the
12 cost of operating training programs under ss. 111.09 (3), 111.71 (5), and 111.94 (3),
13 ~~and~~ for the preparation of publications, transcripts, reports, and other copied
14 material, and for costs related to conducting appeals under s. 230.45. All moneys
15 received under ss. 111.09 (1) and (2), 111.71 (1) and (2), and 111.94 (1) and (2), and
16 230.45 (3). all moneys received from arbitrators and arbitration panel members, and
17 individuals who are interested in serving in such positions, and from individuals and
18 organizations who participate in other collective bargaining training programs
19 conducted by the commission, and all moneys received from the sale of publications,
20 transcripts, reports, and other copied material shall be credited to this appropriation
21 account.

22 **SECTION 297.** 20.433 (1) (b) of the statutes is created to read:

23 20.433 (1) (b) *Grants to organizations.* The amounts in the schedule to be used
24 for grants to organizations under s. 48.982 (4), (6), and (7).

25 **SECTION 298b.** 20.433 (1) (h) (title) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 298b**

1 20.433 (1) (h) (title) *Grants to organizations; program revenues.*

2 **SECTION 299.** 20.435 (1) (gm) of the statutes is amended to read:

3 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
4 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),
5 ~~250.05 (6)~~, 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8),
6 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the
7 purchase and distribution of medical supplies and to analyze and provide data under
8 s. 250.04. All moneys received under ss. 146.50 (5) (f) and (8) (d), 250.04 (3m), ~~250.05~~
9 ~~(6)~~, 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5)
10 and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch.
11 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be
12 credited to this appropriation account.

13 **SECTION 300.** 20.435 (2) (title) of the statutes is repealed and recreated to read:

14 20.435 (2) (title) **DISABILITY AND ELDER SERVICES; INSTITUTIONS.**

15 **SECTION 303.** 20.435 (3) (da) of the statutes is created to read:

16 20.435 (3) (da) *Child Welfare Program Enhancement Plan; aids.* The amounts
17 in the schedule for activities provided under the Child Welfare Program
18 Enhancement Plan developed under 45 CFR 1355.35.

19 **SECTION 304.** 20.435 (3) (de) of the statutes is renumbered 20.435 (5) (ab).

20 **SECTION 305.** 20.435 (3) (df) of the statutes is renumbered 20.435 (1) (ac).

21 **SECTION 306.** 20.435 (3) (dn) of the statutes is renumbered 20.435 (5) (dn).

22 **SECTION 309.** 20.435 (3) (km) of the statutes is repealed.

23 **SECTION 310.** 20.435 (3) (o) of the statutes is repealed.

24 **SECTION 311.** 20.435 (4) (bc) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 311**

1 20.435 (4) (bc) ~~Health Badger Care health care for low-income families~~
2 ~~program; general purpose revenue.~~ As a continuing appropriation, the amounts in
3 the schedule for the ~~badger care~~ Badger Care health care program for low-income
4 families under s. 49.665.

5 **SECTION 312.** 20.435 (4) (gm) of the statutes is amended to read:

6 20.435 (4) (gm) ~~Health services regulation and vital statistics.~~ The amounts in
7 the schedule for the purposes specified in ~~chs. 69 and ch.~~ 150. All moneys received
8 under ~~ch. 69 and~~ s. 150.13 shall be credited to this appropriation account. ~~From the~~
9 ~~fees collected under s. 50.135 (2), \$334,800 in fiscal year 2003–04 and \$338,200 in~~
10 ~~fiscal year 2004–05 shall be credited to this appropriation account.~~

11 **SECTION 313m.** 20.435 (4) (hg) of the statutes is renumbered 20.435 (1) (hg).

12 **SECTION 314.** 20.435 (4) (hi) of the statutes is renumbered 20.435 (1) (hi).

13 **SECTION 314c.** 20.435 (4) (jz) of the statutes is amended to read:

14 20.435 (4) (jz) ~~Badger Care cost sharing and employer penalty assessments.~~ All
15 moneys received from payments under s. 49.665 (5) and all moneys received from
16 penalty assessments under s. 49.665 (7) (b) 2. to be used for the Badger Care health
17 care program under s. 49.665.

18 **SECTION 315.** 20.435 (4) (L) of the statutes is amended to read:

19 20.435 (4) (L) ~~Medical assistance and food stamp fraud~~ Fraud and error
20 ~~reduction.~~ All moneys received as the state's share of the recovery of overpayments
21 and incorrect payments under ss. ~~49.847, 49.497 (1) and (1m), and 49.793 (2) and all~~
22 moneys received from counties and tribal governing bodies as a result of any error
23 reduction activities ~~in the medical assistance and food stamp programs~~ under ss.
24 ~~49.45 (2) (a) 3m., 49.197, and 49.79 (9) and 49.845,~~ for any contracts under s. 49.197
25 (5), for any activities to reduce error and fraud under ss. ~~49.45 (2) (a) 3m. and 49.79~~

ENGROSSED ASSEMBLY BILL 100**SECTION 315**

1 (9) s. 49.845, to pay federal sanctions under the food stamp program, and for food
2 stamp reinvestment activities under reinvestment agreements with the federal
3 department of agriculture that are designed to improve the food stamp program.

4 **SECTION 316.** 20.435 (4) (p) of the statutes is amended to read:

5 20.435 (4) (p) *Federal aid; Badger Care health care for low-income families*
6 *program*. All federal moneys received for the ~~badger care~~ Badger Care health care
7 program ~~for low-income families~~ under s. 49.665, to be used for that purpose.

8 **SECTION 320p.** 20.435 (4) (u) of the statutes is repealed.

9 **SECTION 320r.** 20.435 (4) (v) of the statutes is repealed.

10 **SECTION 321.** 20.435 (4) (x) of the statutes is amended to read:

11 20.435 (4) (x) *Health Badger Care health care for low-income families program;*
12 *Medical Assistance trust fund*. From the ~~medical assistance~~ Medical Assistance
13 trust fund, all moneys received for the ~~badger care~~ Badger Care health care program
14 ~~for low-income families~~ under s. 49.665.

15 **SECTION 321f.** 20.435 (4) (y) of the statutes is created to read:

16 20.435 (4) (y) *Utility public benefits fund; income maintenance*. From the
17 utility public benefits fund, the amounts in the schedule for payments under s. 49.78
18 (8) relating to the administration of the Medical Assistance program, the Badger
19 Care health care program under s. 49.665, the food stamp program, and the
20 cemetery, funeral, and burial expenses program under s. 49.785.

21 **SECTION 321g.** 20.435 (4) (y) of the statutes, as created by 2005 Wisconsin Act
22 (this act), is repealed.

23 **SECTION 323.** 20.435 (5) (ce) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100

1 20.435 (5) (ce) *Services Primary health for homeless individuals.* As a
2 continuing appropriation, the amounts in the schedule for primary health services
3 for homeless individuals under s. 46.972 (2).

4 **SECTION 324.** 20.435 (5) (ch) of the statutes is amended to read:

5 20.435 (5) (ch) *Emergency medical services; aids.* The amounts in the schedule
6 ~~to pay the costs~~ for emergency medical technician — basic training and examination
7 aid under s. 146.55 (5) and for ambulance service vehicles or vehicle equipment,
8 emergency medical services supplies or equipment or emergency medical training
9 for personnel under s. 146.55 (4).

10 **SECTION 325g.** 20.435 (5) (fm) of the statutes is amended to read:

11 20.435 (5) (fm) *Tobacco use control grants.* As a continuing appropriation, the
12 amounts in the schedule for grants under s. 255.15 (3) (b).

13 **SECTION 326.** 20.435 (6) (title) of the statutes is repealed and recreated to read:

14 20.435 (6) (title) DISABILITY AND ELDER SERVICES; STATE OPERATIONS
15 NONINSTITUTION.

16 **SECTION 327m.** 20.435 (6) (gb) of the statutes is amended to read:

17 20.435 (6) (gb) *Alcohol and drug abuse initiatives.* All moneys received under
18 s. 961.41 (5) (c) 1., to be expended on programs providing prevention, intervention,
19 and treatment for alcohol and other drug abuse problems.

20 **SECTION 328.** 20.435 (6) (jm) of the statutes, as affected by 2003 Wisconsin Act
21 33, is amended to read:

22 20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule
23 for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b),₁ and (5) (a),
24 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b),₁ and (5), 50.13,
25 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 ~~and~~, 50.981, and 146.40 (4r)

ENGROSSED ASSEMBLY BILL 100**SECTION 328**

1 (b) and (er), and subch. IV of ch. 50 and to conduct health facilities plan and rule
2 development activities, for accrediting nursing homes, convalescent homes, and
3 homes for the aged, to conduct capital construction and remodeling plan reviews
4 under ss. 50.02 (2) (b) and 50.36 (2), and for the costs of inspecting, licensing or
5 certifying, and approving facilities, issuing permits, and providing technical
6 assistance, that are not specified under any other paragraph in this subsection. All
7 moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2), 50.025, 50.065 (8),
8 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c), and 50.981,
9 all moneys received from fees for the costs of inspecting, licensing or certifying, and
10 approving facilities, issuing permits, and providing technical assistance, that are not
11 specified under any other paragraph in this subsection, and all moneys received
12 under s. 50.135 (2), ~~less the amounts credited to the appropriation account under~~
13 ~~sub. (4) (gm)~~, shall be credited to this appropriation account.

14 **SECTION 329.** 20.435 (7) (title) of the statutes is repealed and recreated to read:

15 20.435 (7) (title) DISABILITY AND ELDER SERVICES; AIDS AND LOCAL ASSISTANCE.

16 **SECTION 330.** 20.435 (7) (b) of the statutes is amended to read:

17 20.435 (7) (b) *Community aids and Medical Assistance payments.* The
18 amounts in the schedule for human services under s. 46.40, to fund services provided
19 by resource centers under s. 46.283 (5), for services under the family care benefit
20 under s. 46.284 (5), for reimbursement to counties having a population of less than
21 500,000 for the cost of court attached intake services under s. 48.06 (4), for shelter
22 care under ss. 48.58 and 938.22, for foster care ~~and~~, treatment foster care, and
23 subsidized guardianship care under s. ~~ss. 46.261 and~~ 49.19 (10), for Medical
24 Assistance payment adjustments under s. 49.45 (52), and for Medical Assistance
25 payments under s. 49.45 (6tw) and (53), ~~and for payments under SECTION 25 (3).~~

ENGROSSED ASSEMBLY BILL 100**SECTION 330**

1 Social services disbursements under s. 46.03 (20) (b) may be made from this
2 appropriation. Refunds received relating to payments made under s. 46.03 (20) (b)
3 for the provision of services for which moneys are appropriated under this paragraph
4 shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and
5 20.002 (1), the department of health and family services may transfer funds between
6 fiscal years under this paragraph. The department shall deposit into this
7 appropriation funds it recovers under ss. 46.495 (2) (b) and 51.423 (15) from prior
8 year audit adjustments including those resulting from audits of services under s.
9 46.26, 1993 stats., or s. 46.27. Except for amounts authorized to be carried forward
10 under s. 46.45, all funds recovered under ss. 46.495 (2) (b) and 51.423 (15) and all
11 funds allocated under s. 46.40 and not spent or encumbered by December 31 of each
12 year shall lapse to the general fund on the succeeding January 1 unless carried
13 forward to the next calendar year by the joint committee on finance.

14 **SECTION 330g.** 20.435 (7) (bL) of the statutes is amended to read:

15 20.435 (7) (bL) *Community support programs and psychosocial services.* The
16 amounts in the schedule for one-time grants under s. 51.423 (3) to counties that
17 currently do not operate certified community support programs and, for community
18 support program services under s. 51.421 (3) (e), and for community-based
19 psychosocial services under the requirements of s. 49.45 (30e). Notwithstanding s.
20 20.002 (1), the department of health and family services may transfer from this
21 appropriation to the appropriation under par. (bc) funds as specified in par. (bc).

22 **SECTION 331.** 20.435 (7) (ce) of the statutes is renumbered 20.143 (2) (fr) and
23 amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 331**

1 20.143 (2) (fr) *Services Mental health for homeless individuals*. The amounts
2 in the schedule for mental health services for homeless individuals under s. ~~46.972~~
3 ~~(3) 560.9811~~.

4 **SECTION 331f.** 20.435 (7) (ed) of the statutes is amended to read:

5 20.435 (7) (ed) *State supplement to federal supplemental security income*
6 *program. –A sum sufficient The amounts in the schedule for payments of*
7 *supplemental grants to supplemental security income recipients under s. 49.77 and,*
8 *except as provided in 1997 Wisconsin Act 237, section 9122 (4e) (a), for payments for*
9 *the support of children of supplemental security income recipients under s. 49.775.*

10 **SECTION 340.** 20.445 (3) (dz) of the statutes is amended to read:

11 20.445 (3) (dz) *Temporary Assistance for Needy Families programs;*
12 *maintenance of effort. The amounts in the schedule, less the amounts withheld*
13 *under s. 49.143 (3), for administration and benefit payments under Wisconsin Works*
14 *under ss. 49.141 to 49.161, the learnfare program under s. 49.26, and the work*
15 *experience program for noncustodial parents under s. 49.36; for payments to local*
16 *governments, organizations, tribal governing bodies, and Wisconsin Works agencies;*
17 *and for emergency assistance for families with needy children under s. 49.138; and*
18 *for job access loans under s. ~~49.147 (6)~~. Payments may be made from this*
19 *appropriation for any contracts under s. 49.845 (4) and for any fraud investigation*
20 *and error reduction activities under s. 49.197 (1m). Moneys appropriated under this*
21 *paragraph may be used to match federal funds received under par. (md).*
22 *Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds*
23 *between fiscal years under this paragraph. Notwithstanding ss. 20.001 (3) and*
24 *20.002 (1), the department of health and family services shall credit or deposit into*
25 *this appropriation account funds for the purposes of this appropriation that the*

ENGROSSED ASSEMBLY BILL 100**SECTION 340**

1 department transfers from the appropriation account under s. 20.435 (7) (bc). All
2 funds allocated by the department but not encumbered by December 31 of each year
3 lapse to the general fund on the next January 1 unless transferred to the next
4 calendar year by the joint committee on finance.

5 **SECTION 340w.** 20.445 (3) (jb) of the statutes is amended to read:

6 20.445 (3) (jb) *Fees for administrative services.* All moneys received from fees
7 charged for filing statements of economic interest under s. 49.143 (1) (ac) and for
8 providing state mailings, special computer services, training programs, worker's
9 compensation coverage for persons participating in employment and training
10 programs under ch. 49, printed materials and publications relating to economic
11 support, ~~for the purpose of~~ purposes of filing statements of economic interest under
12 s. 49.143 (1) (ac) and providing state mailings, special computer services, training
13 programs, worker's compensation coverage for persons participating in employment
14 and training programs under ch. 49, printed materials and publications relating to
15 economic support.

16 **SECTION 341.** 20.445 (3) (jL) of the statutes is amended to read:

17 20.445 (3) (jL) *Job access loan repayments.* All moneys received from
18 repayments of loans made under s. 49.147 (6), and from the department of revenue
19 under s. 71.93 for delinquent job access loan repayments certified under s. 49.85, for
20 ~~the purpose of~~ making loans under s. 49.147 (6) and for administrative costs
21 associated with collecting delinquent job access loan repayments.

22 **SECTION 343.** 20.445 (3) (k) of the statutes is amended to read:

23 20.445 (3) (k) *Child support transfers.* All moneys transferred from the
24 appropriation account under par. (r), to be expended under the Wisconsin ~~works~~
25 Works program under subch. III of ch. 49 and under the work experience program

ENGROSSED ASSEMBLY BILL 100**SECTION 343**

1 for noncustodial parents under s. 49.36, to be distributed as child support incentive
2 payments as provided in s. 49.24, for costs associated with receiving and disbursing
3 support and support-related payments, including any contract costs, for
4 administering the program under s. 49.22 and all other purposes specified in s. 49.22,
5 and for the support of dependent children in accordance with applicable federal and
6 state statutes, federal regulations, and state rules.

7 **SECTION 344.** 20.445 (3) (kx) of the statutes is amended to read:

8 20.445 (3) (kx) *Interagency and intra-agency programs.* All moneys received
9 from other state agencies and all moneys received by the department from the
10 department for the administration of programs and projects relating to economic
11 support for which received, including administration of the food stamp employment
12 and training program under s. 49.13, and for local assistance and aids to individuals
13 and organizations relating to economic support.

14 **SECTION 345.** 20.445 (3) (L) of the statutes is amended to read:

15 20.445 (3) (L) *Public assistance overpayment recovery and fraud and error*
16 *reduction.* All moneys received as the state's share of the recovery of overpayments
17 and incorrect payments under s. 49.191 (3) (c), 1997 stats., and s. 49.195, 1997 stats.,
18 for any contracts under s. 49.845 (4) and for any activities to reduce error and fraud
19 under s. 49.197 relating to the Aid to Families with Dependent Children program
20 and the Wisconsin Works program.

21 **SECTION 346d.** 20.445 (3) (mc) of the statutes is amended to read:

22 20.445 (3) (mc) *Federal block grant operations.* The amounts in the schedule,
23 less the amounts withheld under s. 49.143 (3), for the purposes of operating and
24 administering the block grant programs for which the block grant moneys are
25 received and transferring moneys to the appropriation accounts account under s.

ENGROSSED ASSEMBLY BILL 100**SECTION 346d**

1 20.435 (3) (kx) ~~and (6) (kx)~~. All block grant moneys received for these purposes from
2 the federal government or any of its agencies for the state administration of federal
3 block grants shall be credited to this appropriation account.

4 **SECTION 347.** 20.445 (3) (md) of the statutes is amended to read:

5 20.445 (3) (md) *Federal block grant aids*. The amounts in the schedule, less
6 the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and
7 to be transferred to the appropriation accounts under ss. ~~20.255 (2) (kh), 20.433 (1)~~
8 ~~(k)~~, 20.435 (3) (kc), (kd), and ~~(km)~~ (kx), (4) (kz), (6) (kx), (7) (ky), and (8) (kx), and
9 20.835 (2) (kf). All block grant moneys received for these purposes from the federal
10 government or any of its agencies and all moneys recovered under s. 49.143 (3) shall
11 be credited to this appropriation account. The department may credit to this
12 appropriation account the amount of any returned check, or payment in other form,
13 that is subject to expenditure in the same contract period in which the original
14 payment attempt was made, regardless of the fiscal year in which the original
15 payment attempt was made.

16 **SECTION 348.** 20.445 (3) (me) of the statutes is created to read:

17 20.445 (3) (me) *Child care and temporary assistance overpayment recovery*. All
18 moneys received from the recovery of overpayments, and incorrect or disallowed
19 payments, and voluntary repayments of federal Child Care and Development Fund
20 block grant funds, of federal Temporary Assistance for Needy Families block grant
21 funds, and of state moneys paid from other appropriations to meet
22 maintenance-of-effort requirements under the federal Temporary Assistance for
23 Needy Families block grant program under 42 USC 601 to 619 and the federal Child
24 Care and Development Fund block grant program under 42 USC 9858 that the
25 department elects to treat as federal revenue, for costs related to recovering the

ENGROSSED ASSEMBLY BILL 100**SECTION 348**

1 overpayments and incorrect or disallowed payments, for activities to reduce errors
2 under the Wisconsin Works program under ss. 49.141 to 49.161, and for any of the
3 purposes specified under s. 49.175 (1).

4 **SECTION 350.** 20.445 (5) (n) of the statutes is amended to read:

5 20.445 (5) (n) *Federal program aids and operations.* All moneys received from
6 the federal government, as authorized by the governor under s. 16.54, for the state
7 administration of continuing programs and all federal moneys received for the
8 purchase of goods and services under ch. 47 and for the purchase of vocational
9 rehabilitation programs for individuals and organizations, to be expended for the
10 purposes specified. The department shall, in each fiscal year, transfer to the
11 appropriation account under s. 20.435 (7) (kc) up to \$300,000 \$600,000.

12 **SECTION 350r.** 20.445 (7) (title) of the statutes is repealed.

13 **SECTION 352d.** 20.445 (7) (em) of the statutes is renumbered 20.445 (1) (em).

14 **SECTION 352g.** 20.445 (7) (ga) of the statutes is renumbered 20.292 (1) (ga) and
15 amended to read:

16 20.292 (1) (ga) *Auxiliary services.* All moneys received from fees collected
17 under s. ~~106.12 (4) 38.40 (4r)~~, for the delivery of services under s. ~~106.12 (4) 38.40 (4r)~~.

18 **SECTION 352j.** 20.445 (7) (kb) of the statutes is repealed.

19 **SECTION 352m.** 20.445 (7) (kx) of the statutes is renumbered 20.292 (1) (kx) and
20 amended to read:

21 20.292 (1) (kx) *Interagency and intra-agency programs.* All moneys received
22 from other state agencies and all moneys received by the ~~department~~ board from the
23 ~~department~~ board for the administration of programs or projects for which received.

24 **SECTION 352p.** 20.445 (7) (m) of the statutes is repealed.

25 **SECTION 356c.** 20.455 (2) (cm) of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 357c**

1 **SECTION 357c.** 20.455 (2) (gr) of the statutes is amended to read:

2 20.455 (2) (gr) *Handgun purchaser record check.* All moneys received as fee
3 payments under s. 175.35 (2i) and all moneys transferred under 2005 Wisconsin Act
4 ... (this act), section 9229 (1p), to provide services under s. 175.35.

5 **SECTION 358c.** 20.455 (2) (gr) of the statutes, as affected by 2005 Wisconsin Act
6 (this act), is amended to read:

7 20.455 (2) (gr) *Handgun purchaser record check.* All moneys received as fee
8 payments under s. 175.35 (2i) ~~and all moneys transferred under 2005 Wisconsin Act~~
9 ~~.... (this act), section 9229 (1p),~~ to provide services under s. 175.35.

10 **SECTION 358m.** 20.455 (2) (i) of the statutes is renumbered 20.455 (2) (i) (intro.)
11 and amended to read:

12 20.455 (2) (i) *Penalty surcharge, receipts.* (intro.) The amounts in the schedule
13 for the purposes of s. 165.85 (5) (b) and for crime laboratory equipment. All moneys
14 received from the penalty surcharge on court fines and forfeitures ~~as allocated to this~~
15 ~~appropriation account under s. 757.05 (2) (a), and all moneys transferred under 2003~~
16 ~~Wisconsin Act 33, sections 9201 (1p), 9210 (1p), 9215 (1) (gp), 9232 (1p), 9240 (1p),~~
17 ~~and 9241 (1p),~~ shall be credited to this appropriation account. Moneys may be
18 transferred from this paragraph to pars. (j), (ja), and (jb) by the secretary of
19 administration for expenditures based upon determinations by the department of
20 justice. The following amounts shall be transferred to the following appropriation
21 accounts:

22 **SECTION 358n.** 20.455 (2) (i) 1. of the statutes is created to read:

23 20.455 (2) (i) 1. The amount transferred to par. (kc) shall be the amount in the
24 schedule under par. (kc).

25 **SECTION 358p.** 20.455 (2) (i) 13m. of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 358p**

1 20.455 (2) (i) 13m. The amounts transferred to s. 20.410 (3) (k) shall be the
2 amount in the schedule under s. 20.410 (3) (k).

3 **SECTION 358t.** 20.455 (2) (kc) of the statutes is created to read:

4 20.455 (2) (kc) *Transaction information management of enforcement system.*

5 The amounts in the schedule for payments for a lease with option to purchase
6 regarding computers for the transaction information for the management of
7 enforcement system. All moneys transferred from the appropriation account under
8 par. (i) 1. shall be credited to this appropriation account.

9 **SECTION 359b.** 20.455 (2) (kd) of the statutes is amended to read:

10 20.455 (2) (kd) *Drug law enforcement, crime laboratories, and genetic evidence*
11 *activities.* The amounts in the schedule for activities relating to drug law
12 enforcement, drug law violation prosecution assistance, activities of the state and
13 regional crime laboratories, and for transferring to the appropriation account under
14 s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km). All moneys
15 transferred to this appropriation from the appropriation account under par. (Lm)
16 shall be credited to this appropriation account.

17 **SECTION 359r.** 20.455 (2) (ke) of the statutes is amended to read:

18 20.455 (2) (ke) *Drug enforcement intelligence operations.* The amounts in the
19 schedule for drug enforcement tactical and strategic intelligence units. All moneys
20 transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 9.
21 shall be credited to this appropriation account.

22 **SECTION 359s.** 20.455 (2) (kh) of the statutes is created to read:

23 20.455 (2) (kh) *Sexual assault forensic exams.* The amounts in the schedule for
24 reimbursing persons for the costs associated with sexual assault forensic exams. All

ENGROSSED ASSEMBLY BILL 100**SECTION 359s**

1 moneys transferred to this appropriation from the appropriation account under par.
2 (Lm) shall be credited to this appropriation account.

3 **SECTION 359v.** 20.455 (2) (kp) of the statutes is created to read:

4 20.455 (2) (kp) *Drug crimes enforcement; local grants.* The amounts in the
5 schedule for grants to local multijurisdictional groups to enforce prohibitions related
6 to controlled substances. All moneys transferred from the appropriation account
7 under s. 20.455 (2) (i) 3. shall be credited to this appropriation account.

8 **SECTION 362c.** 20.455 (2) (Lm) of the statutes is amended to read:

9 20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys
10 received from crime laboratories and drug law enforcement ~~assessments~~ surcharges
11 authorized under s. 165.755 and deoxyribonucleic acid analysis surcharges
12 authorized under s. 973.046 to provide deoxyribonucleic acid analysis, to administer
13 s. 165.77, to pay for the costs of mailing and materials under s. 165.76 for the
14 submission of biological specimens by the departments of corrections and health and
15 family services and by county sheriffs and, to transfer to the appropriation account
16 under par. (kd) the amounts in the schedule under par. (kd), and to transfer to the
17 appropriation account under par. (kh) the amounts in the schedule under par. (kh).

18 **SECTION 363r.** 20.455 (5) (kp) of the statutes is amended to read:

19 20.455 (5) (kp) *Reimbursement to counties for victim-witness services.* The
20 amounts in the schedule for the purpose of reimbursing counties under s. 950.06 (2)
21 for costs incurred in providing services to victims and witnesses of crime. All moneys
22 transferred from the appropriation account under s. ~~20.505 (6) (j) sub. (2) (i)~~ 11. shall
23 be credited to this appropriation account.

24 **SECTION 364c.** 20.465 (1) (f) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 364c**

1 20.465 (1) (f) *Energy costs*. The amounts in the schedule to be used at military
2 buildings under control of the department to pay for utilities and for fuel, heat and
3 air conditioning and to pay costs incurred by or on behalf of the department under
4 ~~ss. s. 16.858 and 16.895.~~

5 **SECTION 364g.** 20.465 (2) (a) of the statutes is amended to read:

6 20.465 (2) (a) *Tuition grants*. ~~Biennially, the amounts in the schedule~~ A sum
7 sufficient for the payment of tuition grants to members of the Wisconsin national
8 guard under s. 21.49 (3).

9 **SECTION 371.** 20.475 (1) (d) of the statutes is amended to read:

10 20.475 (1) (d) *Salaries and fringe benefits*. The amounts in the schedule for
11 salaries and fringe benefits of district attorneys and state employees of the office of
12 the district attorney, and for payments under s. 978.045 (2) (b) ~~and, beginning in the~~
13 ~~1999–2000 fiscal year and ending in the 2003–04 fiscal year, for a payment of \$80,000~~
14 ~~in each fiscal year toward the department of administration's unfunded prior service~~
15 ~~liability under the Wisconsin retirement system that results from granting the~~
16 ~~creditable service under s. 40.02 (17) (gm).~~

17 **SECTION 372.** 20.475 (1) (f) of the statutes is repealed.

18 **SECTION 374m.** 20.485 (1) (go) of the statutes, as affected by 2005 Wisconsin
19 Act (Assembly Bill 210), is amended to read:

20 20.485 (1) (go) *Self-amortizing housing facilities; principal repayment and*
21 *interest*. From the moneys received for providing housing services at Wisconsin
22 veterans homes under s. 45.50 and the Northern Wisconsin Center for the
23 Developmentally Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the
24 principal and interest costs incurred in acquiring, constructing, developing,
25 enlarging or improving housing facilities at Wisconsin veterans homes under s. 45.50

ENGROSSED ASSEMBLY BILL 100**SECTION 374m**

1 and the Northern Wisconsin Center for the Developmentally Disabled and to make
2 the payments determined by the building commission under s. 13.488 (1) (m) that are
3 attributable to the proceeds of obligations incurred in financing such facilities.

4 **SECTION 375cm.** 20.485 (1) (q) of the statutes is created to read:

5 20.485 (1) (q) *Assistance to indigent residents.* From the veterans trust fund,
6 the amounts in the schedule for the payment of assistance to indigent veterans under
7 s. 45.43 to enable the veterans to reside at the Wisconsin Veterans Home at Union
8 Grove.

9 **SECTION 375dm.** 20.485 (2) (b) of the statutes is created to read:

10 20.485 (2) (b) *Housing vouchers for homeless veterans.* From the general fund,
11 the amounts in the schedule to provide housing vouchers to chronically homeless
12 veterans under s. 45.03 (13) (k). No moneys may be encumbered from the
13 appropriation under this paragraph after June 30, 2007.

14 **SECTION 375gm.** 20.485 (2) (f) of the statutes is created to read:

15 20.485 (2) (f) *Mission welcome home.* From the general fund, the amounts in
16 the schedule to provide payments under s. 45.03 (13) (j). No moneys may be
17 encumbered from the appropriation under this paragraph after June 30, 2007.

18 **SECTION 376.** 20.485 (2) (kg) of the statutes is created to read:

19 20.485 (2) (kg) *American Indian services coordinator.* The amounts in the
20 schedule for an American Indian veterans benefits services coordinator position. All
21 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 13g.
22 shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the
23 unencumbered balance on June 30 of each year shall revert to the appropriation
24 account under s. 20.505 (8) (hm).

25 **SECTION 377m.** 20.485 (2) (km) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 377m**

1 20.485 (2) (km) *American Indian grants*. The amounts in the schedule for
2 grants to American Indian tribes and bands under s. 45.82 (4). All moneys
3 transferred from the appropriation account under s. 20.505 (8) (hm) 13m. shall be
4 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the
5 unencumbered balance on June 30 of each year shall revert to the appropriation
6 account under s. 20.505 (8) (hm).

7 **SECTION 378m.** 20.485 (2) (q) of the statutes is renumbered 20.485 (2) (dm) and
8 amended to read:

9 20.485 (2) (dm) *Military honors funerals*. Biennially, from the general fund,
10 the amounts in the schedule to provide military honors funerals for veterans under
11 s. 45.19 (1).

12 **SECTION 379m.** 20.485 (2) (th) of the statutes, as affected by 2005 Wisconsin
13 Act (Assembly Bill 210), is repealed.

14 **SECTION 380r.** 20.485 (2) (vg) of the statutes, as affected by 2005 Wisconsin Act
15 (Assembly Bill 210), is repealed.

16 **SECTION 381m.** 20.485 (2) (vm) of the statutes, as affected by 2005 Wisconsin
17 Act (Assembly Bill 210), is amended to read:

18 20.485 (2) (vm) ~~*Subsistence aid*~~ *Assistance to needy veterans*. The amounts in
19 the schedule for ~~payment of subsistence aid to veterans and their dependents under~~
20 payments under s. 45.40 (1).

21 **SECTION 382m.** 20.485 (2) (vz) of the statutes, as affected by 2005 Wisconsin
22 Act (Assembly Bill 210), is repealed.

23 **SECTION 384t.** 20.485 (4) (r) of the statutes, as affected by 2005 Wisconsin Act
24 (Assembly Bill 210), is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 384t**

1 20.485 (4) (r) *Cemetery energy costs.* From the veterans trust fund, the amounts
2 in the schedule to be used at the veterans memorial cemeteries operated under s.
3 45.61 for utilities and for fuel, heat and air conditioning and for costs incurred by or
4 on behalf of the department of veterans affairs under ~~ss. s.~~ s. 16.858 and 16.895.

5 **SECTION 385m.** 20.485 (5) (title) of the statutes is renumbered 20.292 (2) (title).

6 **SECTION 386f.** 20.485 (5) (g) of the statutes, as affected by 2005 Wisconsin Act
7 (Assembly Bill 210), is renumbered 20.292 (2) (g) and amended to read:

8 20.292 (2) (g) *Proprietary school programs.* The amounts in the schedule for
9 the examination and approval of proprietary school programs. All Ninety percent of
10 all moneys received from the issuance of solicitor's permits under s. ~~39.90 (6)~~ 38.50
11 (8) and from the fees under s. ~~39.90 (7)~~ 38.50 (10) shall be credited to this
12 appropriation account.

13 **SECTION 387m.** 20.485 (5) (gm) of the statutes, as affected by 2005 Wisconsin
14 Act (Assembly Bill 210), is renumbered 20.292 (2) (gm) and amended to read:

15 20.292 (2) (gm) *Student protection.* All moneys received from the fees received
16 under s. ~~39.90 (7)~~ 38.50 (10) (c) 4. and all moneys transferred under 2005 Wisconsin
17 Act (this act), section 9246 (1mq), from the appropriation account under par. (g),
18 for the purpose of indemnifying students, parents, or sponsors under s. 39.90 (7) (a)
19 38.50 (10) (a) and for the purpose of preserving under s. 38.50 (11) the student records
20 of schools, as defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

21 **SECTION 388d.** 20.485 (5) (h) of the statutes is repealed.

22 **SECTION 388h.** 20.505 (1) (cm) of the statutes is repealed.

23 **SECTION 388n.** 20.505 (1) (cn) of the statutes is repealed.

24 **SECTION 389.** 20.505 (1) (ie) of the statutes is repealed and recreated to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 389**

1 20.505 (1) (ie) *Land information; incorporations and annexations.* From the
2 moneys received by the department under s. 59.72 (5) (a), the amounts in the
3 schedule for the land information program under s. 16.967 and for reviews of
4 proposed municipal incorporations and annexations by the department.

5 **SECTION 389m.** 20.505 (1) (if) of the statutes is repealed.

6 **SECTION 390.** 20.505 (1) (ig) of the statutes is repealed and recreated to read:

7 20.505 (1) (ig) *Land information; technical assistance and education.* All
8 moneys received from counties and participants in educational seminars, courses,
9 and conferences under s. 16.967 (9), for the purpose of providing technical assistance
10 to counties and conducting educational seminars, courses, and conferences under s.
11 16.967 (9).

12 **SECTION 391.** 20.505 (1) (ij) of the statutes is repealed and recreated to read:

13 20.505 (1) (ij) *Land information; aids to counties.* From the source specified
14 in s. 59.72 (5) (a), if not deposited in the general fund under s. 16.967 (5) and not
15 appropriated under par. (ie), to provide aids to county boards for land information
16 projects under s. 16.967 (7), the amounts in the schedule.

17 **SECTION 392.** 20.505 (1) (ik) of the statutes is repealed.

18 **SECTION 393.** 20.505 (1) (ja) of the statutes is amended to read:

19 20.505 (1) (ja) *Justice information systems.* The amounts in the schedule for
20 the development and operation of automated justice information systems under s.
21 16.971 (9). ~~Two-ninths~~ Five-twelfths of the moneys received under s. 814.86 (1)
22 shall be credited to this appropriation account.

23 **SECTION 393k.** 20.505 (1) (ka) of the statutes is amended to read:

24 20.505 (1) (ka) *Materials and services to state agencies and certain districts.*
25 The amounts in the schedule to provide services primarily to state agencies or local

ENGROSSED ASSEMBLY BILL 100**SECTION 393k**

1 professional baseball park districts created under subch. III of ch. 229, other than
2 services specified in pars. (im) and (kb) to (ku) and subs. (2) (k) and (5) (ka), and to
3 repurchase inventory items sold primarily to state agencies or such districts, to pay
4 expenses of committees created by law or executive order, to pay this state's
5 contribution to the advisory commission on intergovernmental relations, and to pay
6 state membership dues, travel expenses and miscellaneous expenses for state
7 participation in the Council of State Governments, the Education Commission of the
8 States under s. 39.76, the Council of Great Lakes Governors, the Great Lakes
9 Commission, and such other national or regional interstate governmental bodies as
10 the governor determines. All moneys received from the provision of services
11 primarily to state agencies and such districts and from the sale of inventory items
12 primarily to state agencies and such districts, other than moneys received and
13 disbursed under pars. (im) and (kb) to (ku) and subs. (2) (k) and (5) (ka), shall be
14 credited to this appropriation account.

15 **SECTION 393L.** 20.505 (1) (ka) of the statutes, as affected by 1997 Wisconsin
16 Act 27, sections 669am and 9456 (3m), 1999 Wisconsin Act 9, sections 519 and 9401
17 (2zt), 2001 Wisconsin Act 16, sections 813b and 9401 (2q), 2001 Wisconsin Act 104,
18 section 141, 2003 Wisconsin Act 33, sections 2811 and 2812, and 2005 Wisconsin Act
19 (this act), is repealed and recreated to read:

20 20.505 (1) (ka) *Materials and services to state agencies and certain districts.*
21 The amounts in the schedule to provide services primarily to state agencies or local
22 professional baseball park districts created under subch. III of ch. 229, other than
23 services specified in pars. (im), (is) and (kb) to (ku) and subs. (2) (k) and (5) (ka), to
24 repurchase inventory items sold primarily to state agencies or such districts, to pay
25 expenses of committees created by law or executive order, to pay this state's

ENGROSSED ASSEMBLY BILL 100**SECTION 393L**

1 contribution to the advisory commission on intergovernmental relations, and to pay
2 state membership dues, travel expenses and miscellaneous expenses for state
3 participation in the Council of State Governments, the Education Commission of the
4 States under s. 39.76, the Council of Great Lakes Governors, the Great Lakes
5 Commission, and such other national or regional interstate governmental bodies as
6 the governor determines. All moneys received from the provision of services
7 primarily to state agencies and such districts and from the sale of inventory items
8 primarily to state agencies and such districts, other than moneys received and
9 disbursed under pars. (im), (is) and (kb) to (ku) and subs. (2) (k) and (5) (ka), shall
10 be credited to this appropriation account.

11 **SECTION 394m.** 20.505 (1) (kp) of the statutes is amended to read:

12 20.505 (1) (kp) *Interagency assistance; justice information systems.* The
13 amounts in the schedule for the development and operation of automated justice
14 information systems under s. 16.971 (9). All moneys transferred from the
15 appropriation accounts account under sub. (6) ~~(kt)~~ and (m) shall be credited to this
16 appropriation account.

17 **SECTION 394r.** 20.505 (1) (kq) of the statutes is amended to read:

18 20.505 (1) (kq) *Justice information systems development, operation and*
19 *maintenance.* The amounts in the schedule for the purpose of developing, operating
20 and maintaining automated justice information systems under s. 16.971 (9). All
21 moneys transferred from the appropriation account under sub. ~~(6) (j)~~ s. 20.455 (2) (i)
22 12. shall be credited to this appropriation account.

23 **SECTION 396.** 20.505 (1) (kt) of the statutes is repealed.

24 **SECTION 400m.** 20.505 (1) (z) of the statutes is repealed.

25 **SECTION 401a.** 20.505 (4) (ba) of the statutes is repealed.

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1 **SECTION 408.** 20.505 (4) (Lm) of the statutes is created to read:

2 20.505 **(4)** (Lm) *Educational telecommunications; additional services.* All
3 moneys received for the provision of telecommunications services to educational
4 agencies under s. 16.998 to provide, or contract for the provision of, those services to
5 those agencies.

6 **SECTION 409.** 20.505 (4) (mp) of the statutes is amended to read:

7 20.505 **(4)** (mp) *Federal e-rate aid.* All federal moneys received under 47 USC
8 254 for the provision of educational telecommunications access to educational
9 agencies under s. 16.997 to pay administrative expenses relating to the receipt and
10 disbursement of those federal moneys and to reimburse pars. (es) and (et) as provided
11 in s. 16.995 (3m) and all federal moneys received under 47 USC 254 for the provision
12 of additional educational telecommunications access to educational agencies under
13 s. 16.998 to reduce the rates charged those educational agencies for those services
14 as provided in s. 16.998.

15 **SECTION 411g.** 20.505 (4) (s) of the statutes is amended to read:

16 20.505 **(4)** (s) *Telecommunications access; school districts.* Biennially, from the
17 universal service fund, the amounts in the schedule to make payments to
18 telecommunications providers under contracts under s. 16.971 (13) to the extent that
19 the amounts due are not paid from the appropriation under sub. (1) (is), to make
20 grants to school district consortia under s. 16.997 (7), and, prior to January 1, 2006,
21 to make grants to school districts under s. 16.997 (6).

22 **SECTION 413m.** 20.505 (5) (ka) of the statutes is amended to read:

23 20.505 **(5)** (ka) *Facility operations and maintenance; police and protection*
24 *functions.* The amounts in the schedule for the purpose of financing the costs of
25 operation of state-owned or operated facilities that are not funded from other

ENGROSSED ASSEMBLY BILL 100**SECTION 413m**

1 appropriations, including custodial and maintenance services; minor projects;
2 utilities, fuel, heat and air conditioning; costs incurred under ~~ss. s. 16.858 and 16.895~~
3 by or on behalf of the department; and supplementing the costs of operation of child
4 care facilities for children of state employees under s. 16.841; and for police and
5 protection functions under s. 16.84 (2) and (3). All moneys received from state
6 agencies for the operation of such facilities, parking rental fees established under s.
7 16.843 (2) (bm) and miscellaneous other sources, ~~all moneys received from~~
8 ~~assessments under s. 16.895~~, all moneys received for the performance of gaming
9 protection functions under s. 16.84 (3), and all moneys transferred from the
10 appropriation account under s. 20.865 (2) (e) for this purpose shall be credited to this
11 appropriation account.

12 **SECTION 414m.** 20.505 (6) (b) of the statutes is created to read:

13 20.505 (6) (b) *Alternatives to prosecution and incarceration for persons who use*
14 *alcohol or other drugs.* The amounts in the schedule for making grants to counties
15 under s. 16.964 (12) (b) and entering into contracts under s. 16.964 (12) (j).

16 **SECTION 414t.** 20.505 (6) (d) of the statutes is renumbered 20.410 (3) (d) and
17 amended to read:

18 20.410 (3) (d) *Youth diversion.* The amounts in the schedule for youth diversion
19 services under s. ~~16.964 (8) (a) and (c)~~ 301.265 (1) and (3).

20 **SECTION 415L.** 20.505 (6) (j) (intro.) of the statutes is repealed.

21 **SECTION 415m.** 20.505 (6) (j) 3. of the statutes is renumbered 20.455 (2) (i) 3.

22 **SECTION 415n.** 20.505 (6) (j) 4. of the statutes is renumbered 20.455 (2) (i) 4.

23 **SECTION 415o.** 20.505 (6) (j) 5. of the statutes is renumbered 20.455 (2) (i) 5.

24 **SECTION 415p.** 20.505 (6) (j) 5m. of the statutes is renumbered 20.455 (2) (i) 5m.

25 **SECTION 415q.** 20.505 (6) (j) 6. of the statutes is renumbered 20.455 (2) (i) 6.

ENGROSSED ASSEMBLY BILL 100**SECTION 415r**

1 **SECTION 415r.** 20.505 (6) (j) 8. of the statutes is renumbered 20.455 (2) (i) 8. and
2 amended to read:

3 20.455 (2) (i) 8. The amount transferred to ~~par. s. 20.410 (3)~~ (kj) shall be the
4 amount in the schedule under ~~par. s. 20.410 (3)~~ (kj).

5 **SECTION 415s.** 20.505 (6) (j) 9. of the statutes is renumbered 20.455 (2) (i) 9. and
6 amended to read:

7 20.455 (2) (i) 9. The amount transferred to ~~s. 20.455 (2) par.~~ (ke) shall be of the
8 amount in the schedule under ~~s. 20.455 (2) par.~~ (ke).

9 **SECTION 415t.** 20.505 (6) (j) 11. of the statutes is renumbered 20.455 (2) (i) 11.
10 and amended to read:

11 20.455 (2) (i) 11. The amount transferred to ~~s. 20.455 sub.~~ (5) (kp) shall be the
12 amount in the schedule under ~~s. 20.455 sub.~~ (5) (kp).

13 **SECTION 415u.** 20.505 (6) (j) 12. of the statutes is renumbered 20.455 (2) (i) 12.
14 and amended to read:

15 20.455 (2) (i) 12. The amount transferred to ~~sub. s. 20.505~~ (1) (kq) shall be the
16 amount in the schedule under ~~sub. s. 20.505~~ (1) (kq).

17 **SECTION 415v.** 20.505 (6) (j) 13. of the statutes is renumbered 20.455 (2) (i) 13.
18 and amended to read:

19 20.455 (2) (i) 13. The amount transferred to ~~par. s. 20.505 (6)~~ (k) shall be the
20 amount in the schedule under ~~par. s. 20.505 (6)~~ (k).

21 **SECTION 415vm.** 20.505 (6) (j) 14. of the statutes is repealed.

22 **SECTION 415w.** 20.505 (6) (j) 15. of the statutes is renumbered 20.455 (2) (i) 15.

23 **SECTION 415wg.** 20.505 (6) (k) of the statutes is amended to read:

24 20.505 (6) (k) *Law enforcement programs ~~—and youth diversion—~~*
25 *administration.* The amounts in the schedule for administering grants for law

ENGROSSED ASSEMBLY BILL 100**SECTION 415wg**

1 enforcement assistance and for administering the youth diversion program under s.
2 ~~16.964 (8)~~. All moneys transferred from the appropriation account under ~~par. (j) s.~~
3 20.455 (2) (i) 13. shall be credited to this appropriation account.

4 **SECTION 415wr.** 20.505 (6) (kj) of the statutes is renumbered 20.410 (3) (kj) and
5 amended to read:

6 20.410 (3) (kj) *Youth diversion program*. The amounts in the schedule for youth
7 diversion services under s. ~~16.964 (8) (a) and (c)~~ 301.265 (1) and (3). All moneys
8 transferred from the appropriation account under ~~par. (j) s. 20.455 (2) (i)~~ 8. shall be
9 credited to this appropriation account.

10 **SECTION 415x.** 20.505 (6) (km) of the statutes is repealed.

11 **SECTION 415y.** 20.505 (6) (kp) of the statutes is repealed.

12 **SECTION 416g.** 20.505 (6) (kq) of the statutes is renumbered 20.455 (2) (kq) and
13 amended to read:

14 20.455 (2) (kq) *County law enforcement services*. The amounts in the schedule
15 to provide grants to counties under s. ~~16.964 (7)~~ 165.89. All moneys transferred from
16 the appropriation account under sub. (8) (hm) 15d. shall be credited to this
17 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
18 balance on June 30 of each year shall revert to the appropriation account under s.
19 20.505 (8) (hm).

20 **SECTION 416h.** 20.505 (6) (ks) of the statutes is renumbered 20.455 (2) (kw) and
21 amended to read:

22 20.455 (2) (kw) *Tribal law enforcement assistance*. The amounts in the
23 schedule to provide grants for tribal law enforcement under s. ~~16.964 (6)~~ 165.91. All
24 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 15. shall
25 be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the

ENGROSSED ASSEMBLY BILL 100**SECTION 416h**

1 unencumbered balance on June 30 of each year shall revert to the appropriation
2 account under s. 20.505 (8) (hm).

3 **SECTION 416k.** 20.505 (6) (kt) of the statutes is repealed.

4 **SECTION 416m.** 20.505 (6) (ku) of the statutes is created to read:

5 20.505 (6) (ku) *Grants for substance abuse treatment programs for criminal*
6 *offenders.* All moneys received under s. 961.41 (5) (c) 2. or 973.043 for the purpose
7 of making grants to counties under s. 16.964 (12) (b) and entering into contracts
8 under s. 16.964 (12) (j).

9 **SECTION 416p.** 20.505 (6) (mb) of the statutes is created to read:

10 20.505 (6) (mb) *Federal aid, homeland security.* All moneys received from the
11 federal government, as authorized by the governor under s. 16.54, for homeland
12 security programs.

13 **SECTION 417.** 20.505 (8) (hm) 4b. of the statutes is created to read:

14 20.505 (8) (hm) 4b. The amount transferred to s. 20.215 (1) (km) shall be the
15 amount in the schedule under s. 20.215 (1) (km).

16 **SECTION 422.** 20.505 (8) (hm) 13g. of the statutes is created to read:

17 20.505 (8) (hm) 13g. The amount transferred to s. 20.485 (2) (kg) shall be the
18 amount in the schedule under s. 20.485 (2) (kg).

19 **SECTION 423g.** 20.505 (8) (hm) 13m. of the statutes is created to read:

20 20.505 (8) (hm) 13m. The amount transferred to s. 20.485 (2) (km) shall be the
21 amount in the schedule under s. 20.485 (2) (km).

22 **SECTION 423m.** 20.505 (8) (hm) 15. of the statutes is amended to read:

23 20.505 (8) (hm) 15. The amount transferred to ~~sub. (6) (ks)~~ s. 20.455 (2) (kw)
24 shall be the amount in the schedule under ~~sub. (6) (ks)~~ s. 20.455 (2) (kw).

25 **SECTION 424b.** 20.505 (8) (hm) 15d. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 424b**

1 20.505 (8) (hm) 15d. The amount transferred to ~~sub. (6) (kq) s. 20.455 (2) (kq)~~
2 shall be the amount in the schedule under ~~sub. (6) (kq) s. 20.455 (2) (kq)~~.

3 **SECTION 427.** 20.505 (8) (hm) 16m. of the statutes is created to read:

4 20.505 (8) (hm) 16m. The amount transferred to s. 20.410 (1) (ke) shall be the
5 amount in the schedule under s. 20.410 (1) (ke).

6 **SECTION 428.** 20.505 (8) (hm) 16m. of the statutes, as created by 2005 Wisconsin
7 Act (this act), is repealed.

8 **SECTION 429m.** 20.505 (8) (hm) 18j. of the statutes is created to read:

9 20.505 (8) (hm) 18j. The amount transferred to s. 20.292 (1) (kd) shall be the
10 amount in the schedule under s. 20.292 (1) (kd).

11 **SECTION 429v.** 20.507 (1) (h) of the statutes is amended to read:

12 20.507 (1) (h) *Trust lands and investments — general program operations.* The
13 amounts in the schedule for the general program operations of the board as provided
14 under ss. 24.04, 24.09 (1) ~~(bm)~~ (3), 24.53 and 24.62 (1). All amounts deducted from
15 the gross receipts of the appropriate funds as provided under ss. 24.04, 24.09 (1) ~~(bm)~~
16 (3), 24.53 and 24.62 (1) shall be credited to this appropriation account.
17 Notwithstanding s. 20.001 (3) (a), the unencumbered balance at the end of each fiscal
18 year shall be transferred to the trust funds, as defined under s. 24.60 (5). The amount
19 transferred to each trust fund, as defined under s. 24.60 (5), shall bear the same
20 proportion to the total amount transferred to the trust funds that the gross receipts
21 of that trust fund bears to the total gross receipts credited to this appropriation
22 account during that fiscal year.

23 **SECTION 431.** 20.510 (1) (gm) of the statutes is created to read:

24 20.510 (1) (gm) *Gifts and grants.* All moneys received from gifts and grants,
25 to be used for the purposes for which made and received.

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 433.** 20.515 (1) (gm) of the statutes is created to read:

2 20.515 (1) (gm) *Gifts and grants.* All moneys received from gifts and grants to
3 carry out the purposes for which made.

4 **SECTION 434.** 20.515 (1) (m) of the statutes is created to read:

5 20.515 (1) (m) *Federal aid.* All moneys received as federal aid, as authorized
6 by the governor under s. 16.54, for operations and benefit programs under ch. 40.

7 **SECTION 436.** 20.515 (1) (sr) of the statutes is created to read:

8 20.515 (1) (sr) *Gifts and grants; public employee trust fund.* All moneys
9 received from gifts and grants that are required to be deposited in the public
10 employee trust fund to carry out the purposes for which made.

11 **SECTION 437.** 20.550 (1) (g) of the statutes is amended to read:

12 20.550 (1) (g) *Gifts and grants, and proceeds.* All moneys received from gifts
13 and grants and, except as provided in pars. (fb), (h), (i), (kj), and (L), all proceeds from
14 services, conferences, and sales of publications and promotional materials for the
15 purposes for which made and or received.

16 **SECTION 437d.** 20.550 (1) (kj) of the statutes is amended to read:

17 20.550 (1) (kj) *Conferences and training.* The amounts in the schedule to
18 sponsor conferences and training under ch. 977. All moneys transferred from the
19 appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 15. shall be credited to this
20 appropriation account.

21 **SECTION 437m.** 20.566 (1) (gd) of the statutes is amended to read:

22 20.566 (1) (gd) *Administration of special district taxes.* From the moneys
23 received from the appropriation account under s. 20.835 (4) (gb), the amounts in the
24 schedule for the purpose of administering the special district taxes imposed under
25 s. 77.705 by a district created under subch. III of ch. 229. Notwithstanding s. 20.001

ENGROSSED ASSEMBLY BILL 100**SECTION 437m**

1 (3) (a), beginning with the 2005–06 fiscal year, at the end of the fiscal year the
2 unencumbered balance in this appropriation account shall be transferred to the
3 appropriation account under s. 20.835 (4) (gb) to be used as provided under s. 77.705.

4 **SECTION 437n.** 20.566 (1) (ge) of the statutes is amended to read:

5 20.566 (1) (ge) *Administration of local professional football stadium district*
6 *taxes.* From the moneys transferred from the appropriation account under s. 20.835
7 (4) (ge), the amounts in the schedule for administering the special district taxes
8 imposed under s. 77.706 by a local professional football stadium district created
9 under subch. IV of ch. 229. Notwithstanding s. 20.001 (3) (a), beginning with the
10 2005–06 fiscal year, at the end of the fiscal year the unencumbered balance in this
11 appropriation account shall be transferred to the appropriation account under s.
12 20.835 (4) (ge) to be used as provided under s. 77.706.

13 **SECTION 437p.** 20.566 (1) (gf) of the statutes is amended to read:

14 20.566 (1) (gf) *Administration of resort tax.* From moneys received from the
15 appropriation account under s. 20.835 (4) (gd), the amounts in the schedule for
16 administering the tax under subch. X of ch. 77. Three percent of those taxes shall
17 be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a),
18 beginning with the 2005–06 fiscal year, at the end of the fiscal year the
19 unencumbered balance in this appropriation account shall be transferred to the
20 appropriation account under s. 20.835 (4) (gd).

21 **SECTION 437x.** 20.566 (1) (gh) of the statutes is created to read:

22 20.566 (1) (gh) *Administration of regional transit authority fees.* The amounts
23 in the schedule for administering the fees imposed under subch. XIII of ch. 77. An
24 amount equal to 2.55% of all moneys received from the fees imposed under subch.
25 XIII of ch. 77 shall be credited to this appropriation. Notwithstanding s. 20.001 (3)

ENGROSSED ASSEMBLY BILL 100**SECTION 437x**

1 (a), at the end of each fiscal year the unencumbered balance in this appropriation
2 account that exceeds 10% of the expenditures from this appropriation during the
3 fiscal year shall be transferred to the appropriation account under s. 20.835 (4) (gh).

4 **SECTION 438b.** 20.566 (1) (ha) of the statutes is amended to read:

5 20.566 (1) (ha) *Administration of liquor tax and alcohol beverages enforcement.*

6 The amounts in the schedule for computer ~~and~~, audit, and enforcement costs
7 incurred in administering the tax under s. 139.03 (2m) and for costs incurred in
8 enforcing the 3-tier system for alcohol beverages production, distribution, and sale
9 under ch. 125. All moneys received from the administration fee under s. 139.06 (1)
10 (a) shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the
11 end of each fiscal year, the unencumbered balance of this appropriation account,
12 minus an amount equal to 10% of the sum of the amounts expended and the amounts
13 encumbered from the account during the fiscal year, shall lapse to the general fund.

14 **SECTION 439.** 20.566 (1) (hp) of the statutes is amended to read:

15 20.566 (1) (hp) *Administration of endangered resources; professional football*
16 *district; breast cancer research; veterans trust fund voluntary payments.* The
17 amounts in the schedule for the payment of all administrative costs, including data
18 processing costs, incurred in administering ss. 71.10 (5), (5e), and (5f), and (5g) and
19 71.30 (10). All moneys specified for deposit in this appropriation under ss. 71.10 (5)
20 (h) 5., (5e) (h) 4., ~~and~~ (5f) (i) and (5g) (i) and 71.30 (10) (i) and (11) (i) shall be credited
21 to this appropriation.

22 **SECTION 439m.** 20.566 (2) (h) of the statutes is amended to read:

23 20.566 (2) (h) *Reassessments.* The amounts in the schedule for the purposes
24 of ss. 70.055 and 70.75. All moneys received under ss. 70.055 and 70.75 shall be
25 credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the end of the

ENGROSSED ASSEMBLY BILL 100**SECTION 439m**

1 2005–06 fiscal year the unencumbered balance of this appropriation account shall
2 lapse to the general fund.

3 **SECTION 439n.** 20.566 (3) (gm) of the statutes is amended to read:

4 20.566 (3) (gm) *Reciprocity agreement and publications.* The amounts in the
5 schedule to provide services for the Minnesota income tax reciprocity agreement
6 under s. 71.10 (7) and for publications except as provided in par. (g) and sub. (2) (hi).
7 All moneys received by the department of revenue in return for the provision of these
8 services shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at
9 the end of the 2006–07 fiscal year, the unencumbered balance of this appropriation
10 account shall lapse to the general fund.

11 **SECTION 439p.** 20.566 (8) (r) of the statutes is amended to read:

12 20.566 (8) (r) *Retailer compensation.* From the lottery fund, a sum sufficient
13 to pay compensation to retailers under s. 565.10 (14) (b). ~~No moneys may be~~
14 ~~encumbered or expended from this appropriation account during 1999–00.~~

15 **SECTION 439t.** 20.566 (8) (v) of the statutes is amended to read:

16 20.566 (8) (v) *Vendor fees.* From the lottery fund, a sum sufficient to pay
17 vendors for on–line and instant ticket services and supplies provided by the vendors
18 under contract under s. 565.25 (2) (a). ~~No moneys may be encumbered or expended~~
19 ~~from this appropriation account during 1999–00.~~

20 **SECTION 440.** 20.680 (2) (j) of the statutes is amended to read:

21 20.680 (2) (j) *Court information systems.* All moneys received under ss. 814.61,
22 814.62, and 814.63 that are required to be credited to this appropriation account
23 under those sections and ~~six–ninth~~ one–half of the moneys received under s. 814.86
24 (1) for the operation of circuit court automated information systems under s. 758.19
25 (4).

ENGROSSED ASSEMBLY BILL 100**SECTION 441**

1 **SECTION 441.** 20.765 (1) (a) of the statutes is amended to read:

2 20.765 (1) (a) *General program operations — assembly.* A sum sufficient to
3 carry out the functions of the assembly, excluding expenses for legislative
4 documents. ~~No moneys may be expended or encumbered under this appropriation~~
5 ~~before the effective date of the biennial budget act for the 2005–07 fiscal biennium,~~
6 ~~other than moneys encumbered under this appropriation before July 26, 2003, until~~
7 ~~such time as the joint committee on legislative organization acts under 2003~~
8 ~~Wisconsin Act 33, section 9133 (2).~~

9 **SECTION 442.** 20.765 (1) (b) of the statutes is amended to read:

10 20.765 (1) (b) *General program operations — senate.* A sum sufficient to carry
11 out the functions of the senate, excluding expenses for legislative documents. ~~No~~
12 ~~moneys may be expended or encumbered under this appropriation before the~~
13 ~~effective date of the biennial budget act for the 2005–07 fiscal biennium, other than~~
14 ~~moneys encumbered under this appropriation before July 26, 2003, until such time~~
15 ~~as the joint committee on legislative organization acts under 2003 Wisconsin Act 33,~~
16 ~~section 9133 (2).~~

17 **SECTION 443.** 20.765 (1) (d) of the statutes is amended to read:

18 20.765 (1) (d) *Legislative documents.* A sum sufficient to pay legislative
19 expenses for acquisition, production, retention, sales and distribution of legislative
20 documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), 13.93 (3) and 35.78
21 (1) or the rules of the senate and assembly, except as provided in sub. (3) (em). ~~No~~
22 ~~moneys may be expended or encumbered under this appropriation before the~~
23 ~~effective date of the biennial budget act for the 2005–07 fiscal biennium, other than~~
24 ~~moneys encumbered under this appropriation before July 26, 2003, until such time~~

ENGROSSED ASSEMBLY BILL 100**SECTION 443**

1 as the joint committee on legislative organization acts under 2003 Wisconsin Act 33,
2 section 9133 (2).

3 **SECTION 444.** 20.765 (3) (fa) of the statutes is amended to read:

4 20.765 (3) (fa) *Membership in national associations.* A sum sufficient to be
5 disbursed under s. 13.90 (4) for payment of the annual fees entitling the legislature
6 to membership in national organizations including, without limitation because of
7 enumeration, the National Conference of State Legislatures, the National
8 Conference of Commissioners on Uniform State Laws and the National Committee
9 on Uniform Traffic Laws and Ordinances. ~~No moneys may be expended or~~
10 ~~encumbered under this appropriation before the effective date of the biennial budget~~
11 ~~act for the 2005–07 fiscal biennium, other than moneys encumbered under this~~
12 ~~appropriation before July 26, 2003, until such time as the joint committee on~~
13 ~~legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

14 **SECTION 445.** 20.765 (5) of the statutes is repealed.

15 **SECTION 451.** 20.835 (2) (cL) of the statutes is amended to read:

16 20.835 (2) (cL) *Development zones location credit.* A sum sufficient to make the
17 payments under ss. 71.07 (2dL) (c) 2., 71.28 (1dL) (c) 2., and 71.47 (1dL) (c) 2.

18 **SECTION 451s.** 20.835 (2) (em) of the statutes is created to read:

19 20.835 (2) (em) *Veterans and surviving spouses property tax credit.* A sum
20 sufficient to pay the claims approved under s. 71.07 (6e).

21 **SECTION 451u.** 20.835 (2) (eo) of the statutes is created to read:

22 20.835 (2) (eo) *Private school and homeschool tax credit.* A sum sufficient to
23 pay the claims approved under s. 71.07 (8r).

24 **SECTION 452.** 20.835 (2) (f) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 452**

1 20.835 (2) (f) *Earned income tax credit*. A sum sufficient to pay the excess
2 claims approved under s. 71.07 (9e) that are not paid under ~~pars. (kf) and (r)~~ par. (kf).

3 **SECTION 452h.** 20.835 (2) (r) of the statutes is repealed.

4 **SECTION 452m.** 20.835 (4) (gb) of the statutes is amended to read:

5 20.835 (4) (gb) *Special district taxes*. All moneys received from the taxes
6 imposed under s. 77.705, and from the appropriation account under s. 20.566 (1) (gd),
7 for the purpose of distribution to the special districts that adopt a resolution
8 imposing taxes under subch. V of ch. 77, and for the purpose of financing a local
9 professional baseball park district, except that of those tax revenues collected under
10 subch. V of ch. 77 3% for the first 2 years of collection and 1.5% thereafter shall be
11 credited to the appropriation account under s. 20.566 (1) (gd).

12 **SECTION 452n.** 20.835 (4) (gd) of the statutes is amended to read:

13 20.835 (4) (gd) *Premier resort area tax*. All moneys received from the tax
14 imposed under subch. X of ch. 77, and from the appropriation account under s. 20.566
15 (1) (gf), for distribution to the municipality or county that imposed the tax, except
16 that 3.0% of those moneys shall be credited to the appropriation account under s.
17 20.566 (1) (gf).

18 **SECTION 452p.** 20.835 (4) (ge) of the statutes is amended to read:

19 20.835 (4) (ge) *Local professional football stadium district taxes*. All moneys
20 received from the taxes imposed under s. 77.706, and from the appropriation account
21 under s. 20.566 (1) (ge), for the purpose of distribution to the special districts that
22 adopt a resolution imposing taxes under subch. V of ch. 77, and for the purpose of
23 financing a local professional football stadium district, except that, of those tax
24 revenues collected under subch. V of ch. 77, 1.5% shall be credited to the
25 appropriation account under s. 20.566 (1) (ge).

ENGROSSED ASSEMBLY BILL 100**SECTION 453m**

1 **SECTION 453m.** 20.835 (4) (gh) of the statutes is created to read:

2 20.835 (4) (gh) *Regional transit authority fees.* All moneys received from the
3 fees imposed under subch. XIII of ch. 77, and from the appropriation account under
4 s. 20.566 (1) (gh), for distribution to the regional transit authority under s. 59.58 (6),
5 except that 2.55% of the moneys received from the fees imposed under subch. XIII
6 of ch. 77 shall be credited to the appropriation account under s. 20.566 (1) (gh).

7 **SECTION 454.** 20.855 (4) (bm) of the statutes is created to read:

8 20.855 (4) (bm) *Oil pipeline terminal tax distribution.* A sum sufficient to
9 distribute oil pipeline terminal taxes to towns, villages, and cities under s. 76.24 (2)
10 (am), except that the distribution paid from this appropriation in fiscal year 2006–07
11 may not exceed \$652,100.

12 **SECTION 455m.** 20.855 (4) (f) of the statutes is amended to read:

13 20.855 (4) (f) *Supplemental title fee matching.* From the general fund, a sum
14 sufficient equal to the amount of supplemental title fees collected under ss. 101.9208
15 (1) (dm) and 342.14 (3m), as determined under s. 85.037, ~~less \$555,000,~~ to be
16 transferred to the environmental fund on October 1 annually.

17 **SECTION 456.** 20.855 (4) (q) of the statutes is amended to read:

18 20.855 (4) (q) *Terminal tax distribution.* From the transportation fund, a sum
19 sufficient for the towns', villages' and cities' share of railroad taxes under s. 76.24 (2)
20 (a).

21 **SECTION 456g.** 20.855 (4) (v) of the statutes is created to read:

22 20.855 (4) (v) *Transfer to Medical Assistance trust fund; fiscal year 2005–06.*
23 From the transportation fund, the amounts in the schedule to be transferred to the
24 Medical Assistance trust fund.

ENGROSSED ASSEMBLY BILL 100**SECTION 456r**

1 **SECTION 456r.** 20.855 (4) (v) of the statutes, as created by 2005 Wisconsin Act
2 (this act), is repealed.

3 **SECTION 458.** 20.865 (4) (gm) of the statutes is repealed.

4 **SECTION 460.** 20.866 (1) (u) of the statutes, as affected by 2003 Wisconsin Act
5 64, is amended to read:

6 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
7 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) ~~and~~ (f), and (s),
8 20.190 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c)
9 and (e), 20.255 (1) (d), 20.285 (1) (d), (db), ~~(fh), (ih),~~ (im), (in), (je), (jq), (kd), (km), and
10 (ko) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar),
11 (at), (au), (bq), (ca), (cb), (cc), (cd), (ce), (cf), (cg), (ea), (eq), and (er), 20.395 (6) (af), (aq),
12 ~~and (ar),~~ and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e),
13 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4), ~~(es), (et), (ha), and~~
14 (hb) and (5) (c), (g) and (kc), 20.855 (8) (a) and 20.867 (1) (a) and (b) and (3) (a), (b),
15 (bm), (bp), (bq), (br), (bt), (g), (h), (i), and (q) for the payment of principal and interest
16 on public debt contracted under subchs. I and IV of ch. 18.

17 **SECTION 460g.** 20.866 (2) (s) of the statutes is amended to read:

18 20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital
19 improvement fund, a sum sufficient for the board of regents of the University of
20 Wisconsin System to acquire, construct, develop, enlarge or improve university
21 academic educational facilities and facilities to support such facilities. The state may
22 contract public debt in an amount not to exceed \$1,107,898,000 \$1,358,615,800 for
23 this purpose.

24 **SECTION 460r.** 20.866 (2) (t) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 460r**

1 20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the
2 capital improvement fund, a sum sufficient for the board of regents of the University
3 of Wisconsin System to acquire, construct, develop, enlarge or improve university
4 self-amortizing educational facilities and facilities to support such facilities. The
5 state may contract public debt in an amount not to exceed ~~\$992,385,200~~
6 \$1,274,517,100 for this purpose. Of this amount, \$4,500,000 is allocated only for the
7 University of Wisconsin–Madison indoor practice facility for athletic programs and
8 only at the time that ownership of the facility is transferred to the state.

9 **SECTION 461.** 20.866 (2) (tc) of the statutes is amended to read:

10 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,
11 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred
12 to the environmental improvement fund for the purposes of the clean water fund
13 program under ss. 281.58 and 281.59. The state may contract public debt in an
14 amount not to exceed ~~\$637,743,200~~ \$622,043,200 for this purpose. Of this amount,
15 the amount needed to meet the requirements for state deposits under 33 USC 1382
16 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the
17 minority business development and training program under s. 200.49 (2) (b).
18 Moneys from this appropriation account may be expended for the purposes of s.
19 281.57 (10m) and (10r) only in the amount by which the department of natural
20 resources and the department of administration determine that moneys available
21 under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

22 **SECTION 462.** 20.866 (2) (td) of the statutes is amended to read:

23 20.866 (2) (td) *Safe drinking water loan program.* From the capital
24 improvement fund, a sum sufficient to be transferred to the environmental
25 improvement fund for the safe drinking water loan program under s. 281.61. The

ENGROSSED ASSEMBLY BILL 100

1 state may contract public debt in an amount not to exceed ~~\$26,210,000~~ \$32,310,000
2 for this purpose.

3 **SECTION 463.** 20.866 (2) (te) of the statutes is amended to read:

4 20.866 (2) (te) *Natural resources; nonpoint source grants.* From the capital
5 improvement fund, a sum sufficient for the department of natural resources to
6 provide funds for nonpoint source water pollution abatement projects under s. 281.65
7 and to provide the grant under 2003 Wisconsin Act 33, section 9138 (3f). The state
8 may contract public debt in an amount not to exceed ~~\$85,310,400~~ \$89,310,400 for this
9 purpose.

10 **SECTION 463c.** 20.866 (2) (tf) of the statutes is amended to read:

11 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital
12 improvement fund, a sum sufficient for the department of natural resources to fund
13 nonpoint source water pollution abatement projects under s. 281.65 (4c). The state
14 may contract public debt in an amount not to exceed ~~\$2,000,000~~ \$4,000,000 for this
15 purpose.

16 **SECTION 464.** 20.866 (2) (tg) of the statutes is amended to read:

17 20.866 (2) (tg) *Natural resources; environmental repair.* From the capital
18 improvement fund, a sum sufficient for the department of natural resources to fund
19 investigations and remedial action under s. 292.11 (7) (a) or 292.31 and remedial
20 action under s. 281.83 and for payment of this state's share of environmental repair
21 that is funded under 42 USC 6991 to 6991i or 42 USC 9601 to 9675. The state may
22 contract public debt in an amount not to exceed ~~\$48,000,000~~ \$51,000,000 for this
23 purpose. Of this amount, \$7,000,000 is allocated for remedial action under s. 281.83.

24 **SECTION 465.** 20.866 (2) (th) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 465**

1 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From
2 the capital improvement fund, a sum sufficient for the department of natural
3 resources to provide cost-sharing grants for urban nonpoint source water pollution
4 abatement and storm water management projects under s. 281.66 and to provide
5 municipal flood control and riparian restoration cost-sharing grants under s.
6 281.665. The state may contract public debt in an amount not to exceed ~~\$22,400,000~~
7 \$23,900,000 for this purpose. Of this amount, \$500,000 is allocated in fiscal
8 biennium 2001–03 for dam rehabilitation grants under s. 31.387.

9 **SECTION 465e.** 20.866 (2) (tk) of the statutes is amended to read:

10 20.866 (2) (tk) *Natural resources; environmental segregated fund supported*
11 *administrative facilities.* From the capital improvement fund, a sum sufficient for
12 the department of natural resources to acquire, construct, develop, enlarge or
13 improve natural resource administrative office, laboratory, equipment storage and
14 maintenance facilities. The state may contract public debt in an amount not to
15 exceed ~~\$6,770,400~~ \$7,490,000 for this purpose.

16 **SECTION 465m.** 20.866 (2) (tu) of the statutes is amended to read:

17 20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From
18 the capital improvement fund, a sum sufficient for the department of natural
19 resources to acquire, construct, develop, enlarge or improve natural resource
20 administrative office, laboratory, equipment storage or maintenance facilities and to
21 acquire, construct, develop, enlarge or improve state recreation facilities and state
22 fish hatcheries. The state may contract public debt in an amount not to exceed
23 ~~\$45,296,900~~ \$55,078,100 for this purpose.

24 **SECTION 465s.** 20.866 (2) (tv) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 465s**

1 20.866 (2) (tv) *Natural resources; general fund supported administrative*
2 *facilities.* From the capital improvement fund, a sum sufficient for the department
3 of natural resources to acquire, construct, develop, enlarge or improve natural
4 resource administrative office, laboratory, equipment, storage or maintenance
5 facilities. The state may contract public debt in an amount not to exceed \$10,882,400
6 \$11,410,200 for this purpose.

7 **SECTION 467.** 20.866 (2) (uup) of the statutes is created to read:

8 20.866 (2) (uup) *Transportation; Marquette interchange reconstruction project.*
9 From the capital improvement fund, a sum sufficient for the department of
10 transportation to fund the Marquette interchange reconstruction project under s.
11 84.014, as provided under s. 84.555. The state may contract public debt in an amount
12 not to exceed \$213,100,000 for this purpose.

13 **SECTION 467m.** 20.866 (2) (uur) of the statutes is created to read:

14 20.866 (2) (uur) *Transportation; state highway rehabilitation projects.* From
15 the capital improvement fund, a sum sufficient for the department of transportation
16 to fund state highway rehabilitation projects, as provided under s. 84.95. The state
17 may contract public debt in an amount not to exceed \$250,000,000 for this purpose.

18 **SECTION 468.** 20.866 (2) (uv) of the statutes is amended to read:

19 20.866 (2) (uv) *Transportation, harbor improvements.* From the capital
20 improvement fund, a sum sufficient for the department of transportation to provide
21 grants for harbor improvements. The state may contract public debt in an amount
22 not to exceed ~~\$28,000,000~~ \$40,700,000 for this purpose.

23 **SECTION 469.** 20.866 (2) (uw) of the statutes is amended to read:

24 20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the
25 capital improvement fund, a sum sufficient for the department of transportation to

ENGROSSED ASSEMBLY BILL 100**SECTION 469**

1 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and
2 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).
3 The state may contract public debt in an amount not to exceed ~~\$32,500,000~~
4 \$44,500,000 for these purposes.

5 **SECTION 469g.** 20.866 (2) (ux) of the statutes is amended to read:

6 20.866 (2) (ux) *Corrections; correctional facilities.* From the capital
7 improvement fund, a sum sufficient for the department of corrections to acquire,
8 construct, develop, enlarge or improve adult and juvenile correctional facilities. The
9 state may contract public debt in an amount not to exceed ~~\$793,787,700~~
10 \$801,979,400 for this purpose.

11 **SECTION 469r.** 20.866 (2) (uz) of the statutes is amended to read:

12 20.866 (2) (uz) *Corrections; juvenile correctional facilities.* From the capital
13 improvement fund, a sum sufficient for the department of corrections to acquire,
14 construct, develop, enlarge or improve juvenile correctional facilities. The state may
15 contract public debt in an amount not to exceed ~~\$27,726,500~~ \$28,984,500 for this
16 purpose.

17 **SECTION 470.** 20.866 (2) (we) of the statutes is amended to read:

18 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement
19 fund, a sum sufficient for the department of agriculture, trade and consumer
20 protection to provide for soil and water resource management under s. 92.14. The
21 state may contract public debt in an amount not to exceed ~~\$20,575,000~~ \$26,075,000
22 for this purpose.

23 **SECTION 470p.** 20.866 (2) (xb) of the statutes is repealed.

24 **SECTION 471b.** 20.866 (2) (xm) of the statutes, as affected by 2005 Wisconsin
25 Act 1, is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 471b**

1 20.866 (2) (xm) *Building commission; refunding tax-supported and*
2 *self-amortizing general obligation debt.* From the capital improvement fund, a sum
3 sufficient to refund the whole or any part of any unpaid indebtedness used to finance
4 tax-supported or self-amortizing facilities. In addition to the amount that may be
5 contracted under par. (xe), the state may contract public debt in an amount not to
6 exceed \$1,000,000,000 \$1,400,000,000 for this purpose. Such indebtedness shall be
7 construed to include any premium and interest payable with respect thereto. Debt
8 incurred by this paragraph shall be repaid under the appropriations providing for
9 the retirement of public debt incurred for tax-supported and self-amortizing
10 facilities in proportional amounts to the purposes for which the debt was refinanced.
11 No moneys may be expended under this paragraph unless the true interest costs to
12 the state can be reduced by the expenditure.

13 **SECTION 471c.** 20.866 (2) (y) of the statutes is amended to read:

14 20.866 (2) (y) *Building commission; housing state departments and agencies.*
15 From the capital improvement fund, a sum sufficient to the building commission for
16 the purpose of housing state departments and agencies. The state may contract
17 public debt in an amount not to exceed \$480,088,500 \$485,015,400 for this purpose.

18 **SECTION 471e.** 20.866 (2) (ym) of the statutes is amended to read:

19 20.866 (2) (ym) *Building commission; capital equipment acquisition.* From the
20 capital improvement fund, a sum sufficient to the state building commission to
21 acquire capital equipment for state departments and agencies. The state may
22 contract public debt in an amount not to exceed \$117,042,900 \$126,335,000 for this
23 purpose.

24 **SECTION 471g.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 471g**

1 20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the
2 capital improvement fund, a sum sufficient to the building commission for relocation
3 assistance and capital improvements for other public purposes authorized by law but
4 not otherwise specified in this chapter. The state may contract public debt in an
5 amount not to exceed ~~\$1,558,901,000~~ \$1,758,901,000 for this purpose. Of this
6 amount:

7 **SECTION 471m.** 20.866 (2) (zbt) of the statutes is created to read:

8 20.866 (2) (zbt) *Children's research institute.* From the capital improvement
9 fund, a sum sufficient for the building commission to provide a grant to the Children's
10 Hospital and Health System for construction of a children's research institute in the
11 city of Wauwatosa. The state may contract public debt in an amount not to exceed
12 \$10,000,000 for this purpose.

13 **SECTION 471p.** 20.866 (2) (ze) of the statutes is amended to read:

14 20.866 (2) (ze) *Historical society; self-amortizing facilities.* From the capital
15 improvement fund, a sum sufficient for the historical society to acquire, construct,
16 develop, enlarge or improve facilities at historic sites, but not including the
17 Wisconsin history center. The state may contract public debt in an amount not to
18 exceed ~~\$3,173,600~~ \$1,157,000 for this purpose.

19 **SECTION 471q.** 20.866 (2) (zem) of the statutes is amended to read:

20 20.866 (2) (zem) *Historical society; historic records.* From the capital
21 improvement fund, a sum sufficient for the historical society to construct a storage
22 facility and to acquire and install systems and equipment necessary to prepare
23 historic records for transfer to new storage facilities. The state may contract public
24 debt in an amount not to exceed ~~\$400,000~~ \$15,400,000 for this purpose.

25 **SECTION 471r.** 20.866 (2) (zf) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 471r**

1 20.866 (2) (zf) *Historical society; historic sites.* From the capital improvement
2 fund, a sum sufficient for the historical society to acquire, construct, develop, enlarge
3 or improve historic sites and facilities. The state may contract public debt in an
4 amount not to exceed ~~\$1,839,000~~ \$3,107,800 for this purpose.

5 **SECTION 471t.** 20.866 (2) (zj) of the statutes is amended to read:

6 20.866 (2) (zj) *Military affairs; armories and military facilities.* From the
7 capital improvement fund, a sum sufficient for the department of military affairs to
8 acquire, construct, develop, enlarge, or improve armories and other military
9 facilities. The state may contract public debt in an amount not to exceed ~~\$24,393,800~~
10 \$27,463,900 for this purpose.

11 **SECTION 472c.** 20.866 (2) (zo) of the statutes is amended to read:

12 20.866 (2) (zo) *Veterans affairs; refunding bonds.* From the funds and accounts
13 under s. 18.04 (6) (b), a sum sufficient for the department of veterans affairs to fund,
14 refund, or acquire the whole or any part of public debt as set forth in s. 18.04 (5). The
15 building commission may contract public debt in an amount not to exceed
16 ~~\$840,000,000~~ \$1,015,000,000 for these purposes, exclusive of any amount issued to
17 fund public debt contracted under par. (zn).

18 **SECTION 472e.** 20.866 (2) (zp) of the statutes is amended to read:

19 20.866 (2) (zp) *Veterans affairs; self-amortizing facilities.* From the capital
20 improvement fund, a sum sufficient for the department of veterans affairs to acquire,
21 construct, develop, enlarge or improve facilities at state veterans homes. The state
22 may contract public debt in an amount not to exceed ~~\$34,412,600~~ \$34,912,600 for this
23 purpose.

24 **SECTION 472t.** 20.866 (2) (zx) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 472t**

1 20.866 (2) (zx) *State fair park board; board facilities.* From the capital
2 improvement fund, a sum sufficient for the state fair park board to acquire,
3 construct, develop, enlarge, or improve state fair park board facilities. The state may
4 contract public debt in an amount not to exceed ~~\$13,587,100~~ \$14,787,100 for this
5 purpose.

6 **SECTION 479m.** 20.867 (3) (bq) of the statutes is created to read:

7 20.867 (3) (bq) *Principal repayment, interest and rebates; children's research*
8 *institute.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal
9 and interest costs incurred in financing the construction of a children's research
10 institute in the city of Wauwatosa, to make the payments determined by the building
11 commission under s. 13.488 (1) (m) that are attributable to the proceeds of
12 obligations incurred in financing the construction of the institute.

13 **SECTION 482.** 20.867 (3) (h) of the statutes is amended to read:

14 20.867 (3) (h) *Principal repayment, interest, and rebates.* A sum sufficient to
15 guarantee full payment of principal and interest costs for self-amortizing or
16 partially self-amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j),
17 20.285 (1) ~~(ih)~~, (im), (je), (jq), (kd), (km), and (ko), 20.370 (7) (eq) and 20.485 (1) (go)
18 if moneys available in those appropriations are insufficient to make full payment,
19 and to make full payment of the amounts determined by the building commission
20 under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 (1) (j), 20.285
21 (1) ~~(ih)~~, (im), (je), (jq), (kd), (km), or (ko), or 20.485 (1) (go) is insufficient to make full
22 payment of those amounts. All amounts advanced under the authority of this
23 paragraph shall be repaid to the general fund whenever the balance of the
24 appropriation for which the advance was made is sufficient to meet any portion of the
25 amount advanced. The department of administration may take whatever action is

ENGROSSED ASSEMBLY BILL 100**SECTION 482**

1 deemed necessary including the making of transfers from program revenue
2 appropriations and corresponding appropriations from program receipts in
3 segregated funds and including actions to enforce contractual obligations that will
4 result in additional program revenue for the state, to ensure recovery of the amounts
5 advanced.

6 **SECTION 482m.** 20.875 (title) of the statutes is amended to read:

7 **20.875** (title) **Budget stabilization Taxpayer protection fund.**

8 **SECTION 482n.** 20.875 (1) (intro.) of the statutes is amended to read:

9 20.875 **(1)** TRANSFERS TO FUND. (intro.) There is appropriated to the budget
10 ~~stabilization~~ taxpayer protection fund:

11 **SECTION 482p.** 20.875 (2) (intro.) of the statutes is amended to read:

12 20.875 **(2)** TRANSFERS FROM FUND. (intro.) There is appropriated from the
13 ~~budget stabilization~~ taxpayer protection fund to the general fund:

14 **SECTION 482r.** 20.875 (2) (q) of the statutes is amended to read:

15 20.875 **(2)** (q) *Budget stabilization Taxpayer protection fund transfer.* The
16 amounts in the schedule to be transferred no later than October 15 of each year.

17 **SECTION 484m.** 20.903 (2) (c) of the statutes is amended to read:

18 20.903 **(2)** (c) All expenditures authorized by this subsection are subject to the
19 estimate approval procedure provided in s. 16.50 (2). Notwithstanding pars. (a), (b)
20 and (bn), the maximum amounts that may be expended from a program revenue or
21 program revenue–service appropriation which is limited to the amounts in the
22 schedule are the amounts in the schedule, except as authorized by the department
23 of administration under s. 16.515 or the joint committee on finance under s. 13.101.

24 Nothing in this paragraph requires the Board of Regents of the University of

ENGROSSED ASSEMBLY BILL 100**SECTION 484m**

1 Wisconsin System to report any overdrafts in program revenue accounts to the
2 department of administration.

3 **SECTION 485.** 20.905 (1) of the statutes is amended to read:

4 20.905 (1) MANNER OF PAYMENT. Payments to the state may be made in legal
5 tender, postal money order, express money order, bank draft, or certified check.
6 Payments to the state may also be made by personal check or individual check drawn
7 in the ordinary course of business unless otherwise required by individual state
8 agencies. Payments to the state made by a debit or credit card approved by the
9 depository selection board may be accepted by state agencies. Prior to authorizing
10 the use of a card, the depository selection board shall determine how any charges
11 associated with the use of the card shall be paid, unless the method of payment of
12 such charges is specified by law. Unless otherwise specifically prohibited by law,
13 payments to the state may be made by electronic funds transfer.

14 **SECTION 486.** 20.905 (2) of the statutes is amended to read:

15 20.905 (2) PROTESTED PAYMENT. If a personal check tendered to make any
16 payment to the state is not paid by the bank on which it is drawn, if an electronic
17 funds transfer does not take place because of insufficient funds, or if a demand for
18 payment under a debit or credit card transaction is not paid by the bank upon which
19 demand is made, the person by whom the check has been tendered, the person whose
20 funds were to be electronically transferred, or the person entering into the debit or
21 credit card transaction shall remain liable for the payment of the amount for which
22 the check was tendered, the amount that was to be electronically transferred, or the
23 amount agreed to be paid by debit or credit card and for all legal penalties, additions
24 and a charge set by the depository selection board which is comparable to charges for
25 unpaid drafts made by establishments in the private sector. In addition, the officer

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1 to whom the check was tendered, to whom the electronic funds transfer was
2 promised, or to whom the debit or credit card was presented may, if there is probable
3 cause to believe that a crime has been committed, provide any information or
4 evidence relating to the crime to the district attorney of the county having
5 jurisdiction over the offense for prosecution as provided by law. If any license has
6 been granted upon any such check, any such electronic funds transfer, or any such
7 debit or credit card transaction, the license shall be subject to cancellation for the
8 nonpayment of the check, the failure to make the electronic funds transfer, or failure
9 of the bank to honor the demand for payment authorized by debit or credit card.

10 **SECTION 486m.** 20.907 (1m) of the statutes is amended to read:

11 20.907 (1m) REPORTING. State agencies shall, by December 1 annually, submit
12 a report to the joint committee on finance and the department of administration on
13 expenditures made by the agency during the preceding fiscal year from nonfederal
14 funds received as gifts, grants, bequests or devises. The department of
15 administration shall prescribe a form, which the department may modify as
16 appropriate for the various state agencies, that each state agency must use to report
17 its expenditures as required under this subsection. The form shall require the
18 expenditures to be reported in aggregate amounts as determined by the department
19 of administration. The report shall also include a listing of in-kind contributions,
20 including goods and services, received and used by the state agency during the
21 preceding fiscal year. This subsection does not apply to the Board of Regents of the
22 University of Wisconsin System.

23 **SECTION 487b.** 20.923 (4) (c) 5. of the statutes is repealed.

24 **SECTION 487e.** 20.923 (4) (e) 1m. of the statutes is repealed.

25 **SECTION 487r.** 20.923 (4) (g) 1m. of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 487r**

1 20.923 (4) (g) 1m. Employee trust funds, department of: secretary.

2 **SECTION 488g.** 21.49 (2m) of the statutes is created to read:

3 21.49 (2m) INFORMATION REGARDING ATTENDANCE. The department shall
4 promulgate by rule the number of days after commencement of a course that a guard
5 member shall provide the department with the following information regarding his
6 or her intent to seek reimbursement for a course under this section:

7 (a) The guard member's name.

8 (b) The qualifying school that the guard member is attending.

9 (c) Whether the guard member is enrolled full time or part time at the
10 qualifying school.

11 (d) An estimate of the tuition grant that will be claimed after the completion
12 date of the course.

13 **SECTION 488m.** 21.49 (3) (b) 1. of the statutes is amended to read:

14 21.49 (3) (b) 1. Be submitted to the department for approval of payment no later
15 than 90 60 days after the completion date of the course;

16 **SECTION 490.** 21.72 (1) (a) 4. of the statutes is amended to read:

17 21.72 (1) (a) 4. A license, certificate of approval, provisional license, conditional
18 license, certification, certification card, registration, permit, training permit, or
19 approval specified in s. 49.45 (2) (a) 11., 51.42 (7) (b) 11., 51.421 (3) (a), 146.50 (5) (a)
20 or (b), (6g) (a), (7), or (8) (a) or (f), ~~250.05 (5)~~, 252.23 (2), 252.24 (2), 254.176, 254.178
21 (2) (a), 254.20 (2), (3), or (4), 254.64 (1) (a) or (b), 254.71 (2), 255.08 (2) (a), or 343.305
22 (6) (a) or a permit for the operation of a campground specified in s. 254.47 (1).

23 **SECTION 490m.** 23.09 (18m) of the statutes is created to read:

24 23.09 (18m) MANAGED FOREST LAND AIDS FOR CLOSED LANDS. (a) In this
25 subsection "municipality" means a town, village, or city.

ENGROSSED ASSEMBLY BILL 100**SECTION 490m**

1 (b) From the appropriation under s. 20.370 (5) (br), the department shall make
2 payments to each municipality that has land entered on the tax roll as closed land
3 under s. 77.84 (1) on July 1 of the applicable fiscal year.

4 (c) The amount of the payment made in a fiscal year to an eligible municipality
5 shall equal the municipality's proportionate share of the annual amount. The
6 annual amount for fiscal year 2005–06 is \$1,213,000. The annual amount for fiscal
7 year 2006–07 and for each subsequent year is \$1,113,000.

8 (d) An eligible municipality's proportionate share shall equal the number of
9 acres within its boundaries that is entered on the tax roll as closed land under s. 77.84
10 (1) on July 1 of the fiscal year, divided by the total number of acres that is entered
11 on the tax roll as closed land under s. 77.84 (1) throughout the state on that same
12 date, multiplied by the applicable annual amount as specified under par. (c).

13 (e) Each municipality shall pay to the county in which the municipality is
14 located 20 percent of the amounts the municipality receives under this subsection for
15 closed land located in that county.

16 **SECTION 491.** 23.09 (25) of the statutes is repealed.

17 **SECTION 491b.** 23.0917 (3) (a) of the statutes is amended to read:

18 23.0917 (3) (a) Beginning with fiscal year 2000–01 and ending with fiscal year
19 2009–10, the department may obligate moneys under the subprogram for land
20 acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and grants for
21 these purposes under s. 23.096, except as provided under ss. 23.197 (2m), (3m) (b),
22 (7m), and (8) and 23.198 (1) (a). As soon as practicable, and not later than fiscal year
23 2009–2010, the department shall obligate moneys under the subprogram for land
24 acquisition to acquire public land from the board of commissioners of public lands
25 under s. 24.59 (1).

ENGROSSED ASSEMBLY BILL 100**SECTION 491e**

1 **SECTION 491e.** 23.0917 (3) (c) (intro.) of the statutes is amended to read:

2 23.0917 **(3)** (c) (intro.) In obligating moneys under the subprogram for land
3 acquisition, the department shall give first priority to the acquisition of public land
4 from the board of commissioners of public lands under s. 24.59 (1). The department
5 shall give second priority to all of the following purposes and to awarding grants
6 under s. 23.096 for all the following purposes:

7 **SECTION 491f.** 23.0917 (4) (a) of the statutes is amended to read:

8 23.0917 **(4)** (a) Beginning with fiscal year 2000–01 and ending with fiscal year
9 2009–10, the department may obligate moneys under the subprogram for property
10 development and local assistance. As soon as practicable, and not later than fiscal
11 year 2009–10, the department shall obligate moneys under the subprogram for
12 property development and local assistance to acquire public land from the board of
13 commissioners of public lands under s. 24.59 (1) if the moneys obligated under the
14 subprogram for land acquisition are insufficient to acquire that land as required
15 under sub. (3) (a). Moneys obligated under this subprogram may be only used for
16 nature–based outdoor recreation, except as provided under par. (cm).

17 **SECTION 491fg.** 23.0917 (4) (cm) 4m. of the statutes is created to read:

18 23.0917 **(4)** (cm) 4m. Acquisition of public land under s. 24.59 (1).

19 **SECTION 491fr.** 23.0917 (4) (d) 4m. of the statutes is created to read:

20 23.0917 **(4)** (d) 4m. If the department is required under par. (a) to obligate
21 moneys from this subprogram to acquire public land from the board of commissioners
22 of public lands under s. 24.59 (1), the department shall give priority to that
23 acquisition.

24 **SECTION 491g.** 23.0917 (5m) (a) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 491g**

1 23.0917 **(5m)** (a) Beginning in fiscal year 1999–2000, the department, subject
2 to the approval of the governor and the joint committee on finance under sub. ~~(6)~~
3 (6m), may obligate under the subprogram for land acquisition any amount not in
4 excess of the total bonding authority for that subprogram for the acquisition of land.

5 **SECTION 491i.** 23.0917 (6c) of the statutes is created to read:

6 23.0917 **(6c)** USE OF PROCEEDS OF CERTAIN SALES. If the department acquires
7 public land from the board of commissioners of public land under s. 24.59 (1) and
8 subsequently sells that land, it shall credit the proceeds of that sale to the
9 appropriation under s. 20.370 (7) (ah).

10 **SECTION 491k.** 23.0917 (6m) of the statutes is created to read:

11 23.0917 **(6m)** REVIEW BY JOINT COMMITTEE ON FINANCE. (a) In addition to
12 obtaining any necessary approval of the building commission under s. 13.48 or
13 13.488, the department may not obligate from the appropriation under s. 20.866 (2)
14 (ta) for a given project or activity any moneys unless it first notifies the joint
15 committee on finance in writing of the proposal. If the cochairpersons of the
16 committee do not notify the department within 14 working days after the date of the
17 department's notification that the committee has scheduled a meeting to review the
18 proposal, the department may obligate the moneys. If, within 14 working days after
19 the date of the notification by the department, the cochairpersons of the committee
20 notify the department that the committee has scheduled a meeting to review the
21 proposal, the department may obligate the moneys only upon approval of the
22 committee unless par. (b) applies.

23 (b) If the committee does not hold the meeting to review the proposal within
24 75 days after the cochairpersons notify the department that a meeting has been
25 scheduled, the department may obligate the moneys.

ENGROSSED ASSEMBLY BILL 100**SECTION 491k**

1 (c) The procedures under pars. (a) and (b) apply only to an amount for a project
2 or activity that exceeds \$300,000, except as provided in par. (d).

3 (d) The procedures under pars. (a) and (b) apply to any land acquisition under
4 sub. (5m).

5 (e) This subsection does not apply to land acquired by the department under
6 s. 24.59 (1).

7 **SECTION 491m.** 23.0917 (8) (d) of the statutes is amended to read:

8 23.0917 (8) (d) The department may not acquire land using moneys from the
9 appropriation under s. 20.866 (2) (ta) without the prior approval of a majority of the
10 members–elect, as defined in s. 59.001 (2m), of the county board of supervisors of the
11 county in which the land is located if at least 66% of the land in the county is owned
12 or under the jurisdiction of the state, the federal government, or a local governmental
13 unit, as defined in s. 66.0131 (1) (a). Before determining whether to approve the
14 acquisition, the county in which the land is located shall post notices that inform the
15 residents of the community surrounding the land of the possible acquisitions. This
16 paragraph does not apply to land acquired by the department under s. 24.59 (1).

17 **SECTION 491n.** 23.0917 (8) (e) of the statutes is created to read:

18 23.0917 (8) (e) The department may not acquire land using moneys from the
19 appropriation under s. 20.866 (2) (ta) without the prior approval of a majority of the
20 members–elect, as defined in s. 59.001 (2m), of the town board of the town in which
21 the land is located if at least 35 percent of the land in the town is owned or under the
22 jurisdiction of the state, the federal government, or a local governmental unit, as
23 defined in s. 66.0131 (1) (a). Before determining whether to approve the acquisition,
24 the town in which the land is located shall post notices that inform the residents of

ENGROSSED ASSEMBLY BILL 100**SECTION 491n**

1 the town surrounding the land of the possible acquisitions. This paragraph does not
2 apply to land acquired by the department under s. 24.59 (1).

3 **SECTION 491p.** 23.10 (1m) of the statutes is created to read:

4 **23.10 (1m)** The department shall designate a conservation warden as the chief
5 warden and may designate one or more deputy chief wardens. The chief warden
6 shall have the duty to direct, supervise, and control conservation wardens in the
7 performance of their duties under sub. (1) and s. 29.921.

8 **SECTION 491s.** 23.14 of the statutes is amended to read:

9 **23.14 Approval required before new lands acquired.** Prior to the initial
10 acquisition of any lands by the department after July 1, 1977, for any new facility or
11 project, the proposed initial acquisition shall be submitted to the governor for his or
12 her approval. New facilities or projects include, without limitation because of
13 enumeration, state parks, state forests, recreation areas, public shooting, trapping
14 or fishing grounds or waters, fish hatcheries, game farms, forest nurseries,
15 experimental stations, endangered species preservation areas, picnic and camping
16 grounds, hiking trails, cross-country ski trails, bridle trails, nature trails, bicycle
17 trails, snowmobile trails, youth camps, land in the lower Wisconsin state riverway
18 as defined in s. 30.40 (15), natural areas and wild rivers. This section does not apply
19 to the acquisition of public land from the board of commissioners of public lands
20 under s. 24.59 (1).

21 **SECTION 492.** 23.15 (6) of the statutes is created to read:

22 **23.15 (6)** This section does not apply to property that is authorized to be sold
23 under s. 16.848.

24 **SECTION 495.** 23.22 (2) (c) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 495**

1 23.22 **(2)** (c) Under the program established under par. (a), the department
2 shall promulgate rules to establish a procedure to award cost-sharing grants to
3 public and private entities for up to 50% of the costs of projects to control invasive
4 species. The rules promulgated under this paragraph shall establish criteria for
5 determining eligible projects and eligible grant recipients. Eligible projects shall
6 include education and inspection activities at boat landings. The rules shall allow
7 cost-share contributions to be in the form of money or in-kind goods or services or
8 any combination thereof. In promulgating these rules, the department shall
9 consider the recommendations of the council under sub. (3) (c). From the
10 appropriation under s. 20.370 (6) (ar), the department shall make available ~~in each~~
11 ~~fiscal year at least \$500,000~~ for cost-sharing grants to be awarded to local
12 governmental units for the control of invasive species that are aquatic species
13 \$1,000,000 in fiscal year 2005–06 and \$1,500,000 in fiscal year 2006–07 and each
14 fiscal year thereafter.

15 **SECTION 496.** 23.27 (3) (a) of the statutes is repealed and recreated to read:

16 23.27 **(3)** (a) *Duties.* The department shall conduct a natural heritage
17 inventory program. The department shall cooperate with the department of
18 administration under s. 16.967 in conducting this program. This program shall
19 establish a system for determining the existence and location of natural areas, the
20 degree of endangerment of natural areas, an evaluation of the importance of natural
21 areas, information related to the associated natural values of natural areas, and
22 other information and data related to natural areas. This program shall establish
23 a system for determining the existence and location of native plant and animal
24 communities and endangered, threatened, and critical species, the degree of
25 endangerment of these communities and species, the existence and location of

ENGROSSED ASSEMBLY BILL 100

1 habitat areas associated with these communities and species, and other information
2 and data related to these communities and species. This program shall establish and
3 coordinate standards for the collection, storage, and management of information and
4 data related to the natural heritage inventory.

5 **SECTION 497.** 23.32 (2) (d) of the statutes is repealed and recreated to read:

6 23.32 (2) (d) The department shall cooperate with the department of
7 administration under s. 16.967 in conducting wetland mapping activities or any
8 related land information collection activities.

9 **SECTION 498.** 23.325 (1) (a) of the statutes is repealed and recreated to read:

10 23.325 (1) (a) Shall consult with the department of administration, the
11 department of transportation, and the state cartographer, and may consult with
12 other potential users of the photographic products resulting from the survey, to
13 determine the scope and character of the survey.

14 **SECTION 499.** 23.33 (2) (i) 1. of the statutes is amended to read:

15 23.33 (2) (i) 1. Directly issue, transfer, or renew the registration documentation
16 with or without using the ~~expedited~~ service specified in par. (ig) 1.

17 **SECTION 500.** 23.33 (2) (i) 3. of the statutes is amended to read:

18 23.33 (2) (i) 3. Appoint persons who are not employees of the department as
19 agents of the department to issue, transfer, or renew the registration documentation
20 using either or both of the ~~expedited~~ services specified in par. (ig) 1.

21 **SECTION 501.** 23.33 (2) (ig) 1. (intro.) of the statutes is amended to read:

22 23.33 (2) (ig) 1. (intro.) For the issuance of original or duplicate registration
23 documentation and for the transfer or renewal of registration documentation, the
24 department may implement either or both of the following ~~expedited~~ procedures to
25 be provided by the department and any agents appointed under par. (i) 3.:

ENGROSSED ASSEMBLY BILL 100**SECTION 502**

1 **SECTION 502.** 23.33 (2) (ig) 1. a. of the statutes is amended to read:

2 23.33 (2) (ig) 1. a. A ~~non~~computerized procedure under which the department
3 or an agent may accept appointed under par. (i) 3. accepts applications for
4 registration ~~certificates~~ documentation and issue a validated registration receipt at
5 the time the applicant submits the application accompanied by the required fees.

6 **SECTION 503.** 23.33 (2) (ig) 1. b. of the statutes is amended to read:

7 23.33 (2) (ig) 1. b. A ~~com~~puterized procedure under which the department or
8 agent may accept applications for registration documentation and issue to each
9 applicant all or some of the items of the registration documentation at the time the
10 applicant submits the application accompanied by the required fees.

11 **SECTION 504.** 23.33 (2) (ig) 2. of the statutes is amended to read:

12 23.33 (2) (ig) 2. Under either procedure under subd. 1., the applicant shall
13 receive any remaining items of registration documentation directly from the
14 department at a later date. The items of registration documentation issued at the
15 time of the submittal of the application under either procedure shall be sufficient to
16 allow the all-terrain vehicle for which the application is submitted to be operated in
17 compliance with the registration requirements under this subsection. The items of
18 registration documentation issued under subd. 1. b. shall include at least one
19 registration decal.

20 **SECTION 505.** 23.33 (2) (ir) (title) of the statutes is repealed and recreated to
21 read:

22 23.33 (2) (ir) (title) *Registration; supplemental fees.*

23 **SECTION 506.** 23.33 (2) (ir) 1. of the statutes is amended to read:

24 23.33 (2) (ir) 1. In addition to the applicable fee under par. (c), (d), or (e), each
25 agent appointed under par. (i) 3. shall collect ~~an expedited~~ a service fee of \$3 each

ENGROSSED ASSEMBLY BILL 100

1 time the agent issues a validated registration receipt under par. (ig) 1. a. The agent
2 shall retain the entire amount of each ~~expedited~~ service fee the agent collects.

3 **SECTION 507.** 23.33 (2) (ir) 2. of the statutes is amended to read:

4 23.33 (2) (ir) 2. In addition to the applicable fee under par. (c), (d), or (e), the
5 department or the agent appointed under par. (i) 3. shall collect ~~an expedited a~~
6 service fee of \$~~3~~ \$5 each time the ~~expedited~~ service under par. (ig) 1. b. is provided.
7 The agent shall remit to the department \$1 of each ~~expedited~~ service fee the agent
8 collects.

9 **SECTION 508c.** 24.01 (1) of the statutes is amended to read:

10 24.01 (1) “Agricultural college lands” embraces all lands granted to the state
11 by an act of congress entitled “An act donating public lands to the several states and
12 territories which may provide colleges for the benefit of agriculture and the mechanic
13 arts,” approved July 2, 1862, as well as any land received under s. 24.09 (1) ~~(bm)~~ (3)
14 in exchange for such land.

15 **SECTION 508f.** 24.01 (4) of the statutes is amended to read:

16 24.01 (4) “Marathon County lands” embraces all lands acquired by the state
17 pursuant to chapter 22 of the general laws of 1867, as well as any land received under
18 s. 24.09 (1) ~~(bm)~~ (3) in exchange for such land.

19 **SECTION 508i.** 24.01 (5) of the statutes is amended to read:

20 24.01 (5) “Normal school lands” embraces all parcels of said “swamp lands”
21 which the legislature has declared or otherwise decided, or may hereafter declare or
22 otherwise decide, were not or are not needed for the drainage or reclamation of the
23 same or other lands, as well as any land received under s. 24.09 (1) ~~(bm)~~ (3) in
24 exchange for such land.

25 **SECTION 508L.** 24.01 (7) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 508L**

1 24.01 (7) “School lands” embraces all lands made a part of “the school fund” by
2 article X, section 2, of the constitution, as well as any land received under s. 24.09
3 ~~(1) (bm)~~ (3) in exchange for such land.

4 **SECTION 508p.** 24.01 (9) of the statutes is amended to read:

5 24.01 (9) “Swamp lands” embraces all lands which have been or may be
6 transferred to the state pursuant to an act of congress entitled “An act to enable the
7 state of Arkansas and other states to reclaim the swamp lands within their limits,”
8 approved September 28, 1850, or pursuant to an act of congress entitled “An act for
9 the relief of purchasers and locators of swamp and overflowed lands,” approved
10 March 2, 1855, as well as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange
11 for such land.

12 **SECTION 508q.** 24.01 (10) of the statutes is amended to read:

13 24.01 (10) “University lands” embraces all lands the proceeds of which are
14 denominated “the university fund” by article X, section 6, of the constitution, as well
15 as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange for such land.

16 **SECTION 509s.** 24.09 (1) (a) of the statutes is renumbered 24.09 (1) and
17 amended to read:

18 24.09 (1) Except as provided under ~~par. (c)~~ sub. (4), the board may not sell or
19 exchange any public lands which were not appraised or appraised under s. 24.08.
20 Except as provided under ~~pars. (b), (bm) and (c)~~ subs. (2m), (3), and (4), the board may
21 not sell or exchange any public lands except at public auction.

22 **SECTION 509sg.** 24.09 (1) (b) of the statutes is renumbered 24.09 (2m).

23 **SECTION 509sm.** 24.09 (1) (bm) of the statutes is renumbered 24.09 (3) and
24 amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 509sm**

1 24.09 (3) The board may exchange part or all of any parcel of public lands for
2 any other land of approximately equal value if the board determines that the
3 exchange will contribute to the consolidation or completion of a block of land,
4 enhance conservation of lands or otherwise be in the public interest. Under this
5 ~~paragraph subsection~~, an exchange is of “approximately equal value” if the difference
6 in value between the more highly valued land and the less highly valued land does
7 not exceed 10% of the value of the more highly valued land. All expenses necessarily
8 incurred in making an exchange under this ~~paragraph subsection~~ shall be deducted
9 from the gross receipts of the fund to which the proceeds of the sale of the exchanged
10 land will be added.

11 **SECTION 509sr.** 24.09 (1) (c) of the statutes is renumbered 24.09 (4).

12 **SECTION 509t.** 24.09 (1) (d) of the statutes is renumbered 24.09 (5) and
13 amended to read:

14 24.09 (5) All sales other than sales under ~~par. (b) or (c)~~ sub. (2m) or (4) shall
15 be made at the times and public places the board designates. Prior to any sale, the
16 board shall publish a class 3 notice, under ch. 985, specifying the time and place and
17 describing the lands to be sold in a newspaper published in the county where the
18 lands are situated.

19 **SECTION 509u.** 24.09 (2) of the statutes is repealed.

20 **SECTION 509um.** 24.09 (6) of the statutes is created to read:

21 24.09 (6) No parcel of public land that was acquired before the effective date
22 of this subsection [revisor inserts date], may be exchanged under this section.

23 **SECTION 509v.** 24.10 of the statutes is amended to read:

24 **24.10 Procedure at sale.** At the time and place specified in the notice under
25 s. 24.09 (1) ~~(d)~~ (5) the board shall commence the sale of the lands described in the

ENGROSSED ASSEMBLY BILL 100**SECTION 509v**

1 notice and thereafter continue the same from day to day, Sundays excepted, between
2 9 a.m. and the setting of the sun, until all lands described in the notice have been
3 offered. The order of the sale shall be to begin at the lowest number of the sections,
4 townships and ranges in each county and proceed regularly to the highest, until all
5 then to be sold are offered for sale. ~~Except for lands withheld from sale under s. 24.09~~
6 ~~(2),~~ each Each lot or tract of lands to be sold shall be offered separately at the
7 minimum price fixed by law and shall be cried at public auction long enough to enable
8 every one present to bid. If the minimum price or more is bid, the lot or tract shall
9 be struck off to the highest bidder, but if the minimum price is not bid the tract shall
10 be set down unsold.

11 **SECTION 511m.** 24.59 of the statutes is created to read:

12 **24.59 Sale of public lands to state under Warren Knowles–Gaylord**
13 **Nelson stewardship 2000 program. (1)** Notwithstanding ss. 24.09, 24.10, 24.15,
14 and 24.16, but subject to subs. (2) and (3), the board shall sell as soon as practicable
15 all public lands under its jurisdiction on the effective date of this subsection
16 [revisor inserts date], to the state with the state using moneys obligated by the
17 department as specified under s. 23.0917 (3) and (4). Notwithstanding s. 24.08 (4),
18 the public lands shall be sold at the appraised value determined under sub. (2).

19 **(2)** The board shall have all of the public lands independently appraised under
20 s. 24.08 (2) and (3) after the effective date of this subsection [revisor inserts date],
21 but before sale under sub. (1).

22 **(3)** Notwithstanding s. 24.11, public lands sold under sub. (1) may not be paid
23 for in installments.

24 **(4)** The board may not take any action that would in any way impede or prohibit
25 the sale of public lands under sub. (1).

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 513.** 24.61 (2) (a) (title) of the statutes is amended to read:

2 24.61 (2) (a) (title) *Authorized investments by board.*

3 **SECTION 515.** 24.61 (2) (b) of the statutes is amended to read:

4 24.61 (2) (b) *Deposited with secretary of administration.* All bonds, notes, and
5 other securities so purchased under par. (a) shall be deposited with the secretary of
6 administration.

7 **SECTION 516.** 24.61 (2) (c) of the statutes is created to read:

8 24.61 (2) (c) *Delegation of investment authority to investment board.* The board
9 may delegate to the investment board the authority to invest part or all of the moneys
10 belonging to the trust funds. If the board delegates the authority, the investment
11 board may invest the moneys belonging to the trust funds in any fixed income
12 investment or fund that invests only in fixed income instruments.

13 **SECTION 520.** 25.17 (1) (afp) of the statutes is created to read:

14 25.17 (1) (afp) Agricultural college fund (s. 24.82), but subject to the terms of
15 delegation under s. 24.61 (2) (c);

16 **SECTION 520m.** 25.17 (1) (ap) of the statutes is renumbered 25.17 (1) (tw) and
17 amended to read:

18 25.17 (1) (tw) Budget stabilization Taxpayer protection fund (s. 25.60);

19 **SECTION 521.** 25.17 (1) (axp) of the statutes is created to read:

20 25.17 (1) (axp) Common school fund (s. 24.76), but subject to the terms of
21 delegation under s. 24.61 (2) (c);

22 **SECTION 522c.** 25.17 (1) (gf) of the statutes is repealed.

23 **SECTION 523.** 25.17 (1) (kd) of the statutes is created to read:

24 25.17 (1) (kd) Normal school fund (s. 24.80), but subject to the terms of
25 delegation under s. 24.61 (2) (c);

ENGROSSED ASSEMBLY BILL 100**SECTION 524**

1 **SECTION 524.** 25.17 (1) (xLc) of the statutes is created to read:

2 25.17 (1) (xLc) University fund (s. 24.81), but subject to the terms of delegation
3 under s. 24.61 (2) (c);

4 **SECTION 525.** 25.17 (1) (zm) of the statutes is amended to read:

5 25.17 (1) (zm) All other funds of the state or of any state department or
6 institution, except funds which under article X of the constitution are controlled and
7 invested by the board of commissioners of public lands, funds which are required by
8 specific provision of law to be controlled and invested by any other authority, and
9 moneys in the University of Wisconsin trust funds, and in the trust funds of the state
10 universities.

11 **SECTION 525m.** 25.17 (9) of the statutes is amended to read:

12 25.17 (9) Give advice and assistance requested by the board of commissioners
13 of public lands or the board of regents of the University of Wisconsin System
14 concerning the investment of any moneys that under sub. (1) are excepted from the
15 moneys to be loaned or invested by the investment board, and assign, sell, convey and
16 deed to the board of commissioners of public lands or the board of regents of the
17 University of Wisconsin System any investments made by the investment board as
18 may be mutually agreeable. The cost of any services rendered to the board of
19 ~~commissioners of public lands or the board of regents of the University of Wisconsin~~
20 System under this section shall be charged to the fund to which the moneys invested
21 belong and shall be added to the appropriation to the investment board in s. 20.536.

22 **SECTION 525t.** 25.17 (13m) of the statutes is amended to read:

23 25.17 (13m) No later than 45 days after the end of each calendar quarter,
24 submit a report to the department of administration, the cochairpersons of the joint
25 legislative audit committee, and the cochairpersons of the joint committee on finance

ENGROSSED ASSEMBLY BILL 100**SECTION 525t**

1 detailing all costs and expenses charged to funds under ~~s. 25.18 (1) (a) or (m)~~ during
2 that calendar quarter. The report shall include a breakdown of the amount and
3 percentage of assets managed under each type of dedicated and commingled account
4 or partnership, and the change in the amount and percentage from the prior calendar
5 quarter.

6 **SECTION 528d.** 25.18 (2) (e) of the statutes is renumbered 25.18 (2) (e) 1. and
7 amended to read:

8 25.18 (2) (e) 1. Contract with and delegate to investment advisers the
9 management and control over assets from any fund or trust delivered to such
10 investment advisers for investment in real estate, mortgages, equities, and debt and
11 pay such advisers fees from the current income of the fund or trust being invested.
12 ~~No~~ Subject to subd. 2., no more than 15% 20 percent of the total assets of the fixed
13 retirement investment trust or ~~15%~~ 20 percent of the total assets of the variable
14 retirement investment trust may be delivered to investment advisers to manage in
15 accounts in which the board directly holds title to all securities purchased for the
16 accounts. The board shall set performance standards for such investment advisers,
17 monitor such investments to determine if performance standards are being met and
18 if an investment adviser does not consistently meet the performance standards then
19 terminate the contract with such investment adviser.

20 **SECTION 528g.** 25.18 (2) (e) 2. of the statutes is created to read:

21 25.18 (2) (e) 2. For the purpose of calculating the 20 percent limit under subd.
22 1., the board shall not include any appreciation on assets delivered to the investment
23 advisers. The board shall also not include for this purpose shares or participation
24 in mutual funds, index funds, commingled funds, partnership funds, or other similar
25 collective investment instruments in which the board does not hold title to the

ENGROSSED ASSEMBLY BILL 100**SECTION 528g**

1 underlying investments purchased by the manager of the fund or the collective
2 investment instrument.

3 **SECTION 528m.** 25.187 (2) (c) 1. of the statutes is amended to read:

4 25.187 (2) (c) 1. Except as provided in subd. 2., the total amount that the board
5 may assess the funds for which the board has management responsibility for any
6 fiscal year may not exceed the greater of \$17,720,500 \$20,352,800 or 0.0275% of the
7 ~~total~~ average market value of the assets of the funds ~~on~~ at the end of each month
8 between November 30 and April 30 of the preceding fiscal year.

9 **SECTION 528r.** 25.187 (2) (c) 2. of the statutes is amended to read:

10 25.187 (2) (c) 2. In addition to the amount assessed under subd. 1., the board
11 may assess the funds for which the board has management responsibility for any
12 fiscal year up to an additional 0.0025% of the ~~total~~ average market value of the assets
13 of the funds ~~on~~ at the end of each month between November 30 and April 30 of the
14 preceding fiscal year if the board notifies the joint committee on finance in writing
15 of the proposed assessment. If the cochairpersons of the committee do not notify the
16 board that the committee has scheduled a meeting for the purpose of reviewing the
17 proposed assessment within 14 working days after the date of the board's
18 notification, the board may make the assessment. If, within 14 working days after
19 the date of the board's notification, the cochairpersons of the committee notify the
20 board that the committee has scheduled a meeting for the purpose of reviewing the
21 proposed assessment, the board may make the assessment only upon approval of the
22 committee.

23 **SECTION 528w.** 25.187 (2) (c) 3. b. of the statutes is amended to read:

24 25.187 (2) (c) 3. b. Annually, no later than June 15, certify to the department
25 of administration and to the joint committee on finance the ~~total~~ average market

ENGROSSED ASSEMBLY BILL 100**SECTION 528w**

1 value of the assets of the funds ~~on~~ at the end of each month between November 30
2 and April 30 of the current fiscal year.

3 **SECTION 529g.** 25.36 (1) of the statutes, as affected by 2005 Wisconsin Act ...
4 (Assembly Bill 210), is amended to read:

5 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
6 by law shall constitute the veterans trust fund which shall be used for the lending
7 of money to the mortgage loan repayment fund under s 45.37 (5) (a) 12. and for the
8 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy), ~~(vz)~~, (w),
9 (z), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1), 45.41, 45.42, 45.43, and 45.82
10 and administered by the department of veterans affairs, including all moneys
11 received from the federal government for the benefit of veterans or their dependents;
12 all moneys paid as interest on and repayment of loans under the post-war
13 rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they
14 existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans
15 under this fund; all moneys paid as expenses for, interest on, and repayment of
16 veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid
17 as expenses for, interest on, and repayment of veterans personal loans; the net
18 proceeds from the sale of mortgaged properties related to veterans personal loans;
19 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond
20 issuance purchased with moneys in the veterans trust fund; all moneys received from
21 the state investment board under s. 45.42 (8) (b); all moneys received from the
22 veterans mortgage loan repayment fund under s. 45.37 (7) (a) and (c); and all gifts
23 of money received by the board of veterans affairs for the purposes of this fund.

24 **SECTION 529m.** 25.40 (1) (a) 4g. of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 529m**

1 25.40 (1) (a) 4g. Fees collected under s. 341.14 (6r) (b) 9. that are deposited in
2 the veterans trust fund.

3 **SECTION 531m.** 25.40 (2) (b) 19r. of the statutes is repealed.

4 **SECTION 532.** 25.40 (2) (b) 19rm. of the statutes is created to read:

5 25.40 (2) (b) 19rm. Section 20.380 (1) (w).

6 **SECTION 533g.** 25.40 (2) (b) 27. of the statutes is created to read:

7 25.40 (2) (b) 27. Section 20.855 (4) (v).

8 **SECTION 533r.** 25.40 (2) (b) 27. of the statutes, as created by 2005 Wisconsin
9 Act (this act), is repealed.

10 **SECTION 535.** 25.50 (7) of the statutes is amended to read:

11 25.50 (7) REIMBURSEMENT OF EXPENSES. The state treasurer shall deduct
12 quarterly a maximum of 0.25% of the amount of income received monthly from the
13 earnings of the fund during the preceding calendar quarter for month an amount
14 sufficient to cover all actual and necessary expenses incurred by the state in
15 administering the fund in the preceding calendar month, except that in no fiscal year
16 may the state treasurer deduct an amount exceeding the amount appropriated under
17 s. 20.585 (1) (g) for that fiscal year.

18 **SECTION 535m.** 25.55 (intro.) of the statutes is repealed.

19 **SECTION 535p.** 25.55 (3) of the statutes is renumbered 149.11 (2) (a) 1. and
20 amended to read:

21 149.11 (2) (a) 1. Insurer assessments under ~~ch. 149 s. 149.13~~, paid to the board
22 under s. 20.145 (5) (g).

23 **SECTION 535r.** 25.55 (4) of the statutes is renumbered 149.11 (2) (a) 2. and
24 amended to read:

25 149.11 (2) (a) 2. Premiums paid by eligible persons ~~under ch. 149.~~

ENGROSSED ASSEMBLY BILL 100**SECTION 536**

1 **SECTION 536.** 25.60 of the statutes is amended to read:

2 **25.60 Budget stabilization Taxpayer protection fund.** There is created
3 a separate nonlapsible trust fund designated as the ~~budget stabilization taxpayer~~
4 ~~protection~~ fund, consisting of moneys transferred to the fund from the general fund
5 under ss. 13.41 (3), 13.48 (14) (c), 16.518 (3), and 16.72 (4) (b), and 16.848.

6 **SECTION 537.** 25.77 (3) of the statutes is amended to read:

7 **25.77 (3)** All moneys received under s. 50.14 (2) from assessments on licensed
8 beds of facilities ~~except \$14,300,000 in fiscal year 2003–04 and \$13,800,000 in fiscal~~
9 ~~year 2004–05 and, beginning July 1, 2005, 45% in each fiscal year.~~

10 **SECTION 537d.** 25.77 (7) of the statutes is created to read:

11 **25.77 (7)** All moneys transferred under s. 20.855 (4) (v).

12 **SECTION 537e.** 25.77 (7) of the statutes, as created by 2005 Wisconsin Act
13 (this act), is repealed.

14 **SECTION 541b.** 26.385 of the statutes is created to read:

15 **26.385 Forestry research and development grants. (1)** In this section,
16 “forestry biomass” means byproducts and waste generated by the practice of forestry
17 on forestry lands.

18 **(2)** The department may use the moneys allocated under s. 28.085 (2) for grants
19 to nonprofit organizations experienced in the commercialization of energy
20 technologies for any of the following projects:

21 (a) Research and development of technologies for using forestry biomass as
22 energy sources.

23 (b) Encouraging the use of forestry biomass as energy sources.

24 (c) Increasing the beneficial use of forestry biomass.

25 (d) Encouraging the development of biochemicals from forestry biomass.

ENGROSSED ASSEMBLY BILL 100**SECTION 541b**

1 **(3)** The department may provide the recipient of a grant under this section with
2 not more than \$300,000, of which not more than \$150,000 may be for planning and
3 not more than \$150,000 may be for implementation, unless the application of these
4 limitations interferes with the receipt or use of federal funding.

5 **(4)** The department may provide funding only for grants under this section that
6 match funding provided by the federal government for forestry biomass research and
7 development.

8 **(5)** The total amount of federal funding and funding from a grant under this
9 section may not exceed 50 percent of the total cost of the project, unless the
10 application of this limitation interferes with the receipt or use of federal funding.

11 **SECTION 541c.** 26.39 (title) of the statutes is amended to read:

12 **26.39 (title) Forestry education and training.**

13 **SECTION 541d.** 26.39 (4) (title) of the statutes is repealed.

14 **SECTION 541e.** 26.39 (4) (a) of the statutes is repealed.

15 **SECTION 541f.** 26.39 (4) (b) of the statutes is renumbered 28.06 (2m) (b) and
16 amended to read:

17 28.06 **(2m)** (b) For fiscal year 2002–03 and each fiscal year thereafter, the
18 department shall credit 50% of the moneys received as surcharges under s. ~~28.06~~
19 ~~(2m)~~ par. (a) during the applicable fiscal year to the appropriation account under s.
20 20.370 (1) (cu) and the remaining 50% to the appropriation account under s. 20.370
21 (1) (cv).

22 **SECTION 541h.** 26.39 (5) of the statutes is created to read:

23 26.39 **(5) FUNDING FOR SCHOOL FORESTS.** The department shall use the moneys
24 allocated under s. 28.085 (4) to provide funding to school districts that have school
25 forests for the purposes of maintaining the school forests and for transporting pupils

ENGROSSED ASSEMBLY BILL 100**SECTION 541h**

1 to and from the school forests. The department shall promulgate rules to implement
2 and administer this subsection, including educational and forest management
3 requirements that school districts must meet to receive funding under this
4 subsection.

5 **SECTION 541j.** 26.39 (6) of the statutes is created to read:

6 **26.39 (6) FORESTRY INTERNSHIPS.** The department shall use the moneys
7 allocated under s. 28.085 (6) to provide internships to University of Wisconsin
8 System students who are enrolled in a course of study that will result in a bachelor's
9 or higher degree in forestry. The department shall promulgate rules establishing the
10 application process and the criteria for receipt of an internship under this subsection.

11 **SECTION 541m.** 26.39 (7) of the statutes is created to read:

12 **26.39 (7) LOGGING CERTIFICATION SCHOLARSHIPS.** (a) From the appropriation
13 under s. 20.370 (5) (ax), the department shall establish a scholarship grant program
14 to assist individuals who are seeking certification by the Wisconsin Professional
15 Loggers Association as master loggers. A scholarship grant under the program may
16 not exceed 50 percent of the total cost of receiving the certification. The department
17 shall promulgate rules that establish criteria for the program.

18 (b) The department shall allocate \$50,000 for fiscal year 2005–06 and \$150,000
19 for each subsequent fiscal year for scholarship grants under this program.

20 **SECTION 542.** 27.01 (7) (c) 7. of the statutes is amended to read:

21 **27.01 (7) (c) 7.** Any vehicle, except a motor bus, occupied by a person ~~holding~~
22 who is at least 18 years of age and who holds a conservation patron license issued
23 under s. 29.235.

24 **SECTION 543.** 27.01 (7) (f) 1. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 543**

1 27.01 (7) (f) 1. Except as provided in par. (gm), the fee for an annual vehicle
2 admission receipt is ~~\$19.50~~ \$24.50 for each vehicle that has Wisconsin registration
3 plates, except that no fee is charged for a receipt issued under s. 29.235 (6).

4 **SECTION 544.** 27.01 (7) (f) 2. of the statutes is amended to read:

5 27.01 (7) (f) 2. Except as provided in subds. 3. and 4. and par. (gm) 4., the fee
6 for a daily vehicle admission receipt is ~~\$4.85~~ \$6.85 for any vehicle which has
7 Wisconsin registration plates.

8 **SECTION 545.** 27.01 (7) (g) 1. of the statutes is amended to read:

9 27.01 (7) (g) 1. Except as provided in par. (gm), the fee for an annual vehicle
10 admission receipt is ~~\$29.50~~ \$34.50 for any vehicle that has a registration plate or
11 plates from another state, except that no fee is charged for a receipt issued under s.
12 29.235 (6).

13 **SECTION 546.** 27.01 (7) (gm) 1. of the statutes is amended to read:

14 27.01 (7) (gm) 1. Instead of the fees under pars. (f) 1. and (g) 1., the department
15 shall charge an individual ~~\$9.50~~ \$12 or ~~\$14.50~~ \$17, respectively, for an annual
16 vehicle admission receipt if the individual applying for the receipt or a member of his
17 or her household owns a vehicle for which a current annual vehicle admission receipt
18 has been issued for the applicable fee under par. (f) 1. or (g) 1.

19 **SECTION 546m.** 27.01 (7) (gm) 3. of the statutes is amended to read:

20 27.01 (7) (gm) 3. Notwithstanding par. (f) 1., the fee for an annual vehicle
21 admission receipt for a vehicle that has Wisconsin registration plates and that is
22 owned by a resident senior citizen, as defined in s. 29.001 (72), is ~~\$9.50~~ \$12.

23 **SECTION 547.** 27.01 (8) (b) 3. of the statutes is amended to read:

24 27.01 (8) (b) 3. Any person holding who is at least 18 years of age and who holds
25 a conservation patron license issued under s. 29.235.

ENGROSSED ASSEMBLY BILL 100**SECTION 548**

1 **SECTION 548.** 27.01 (10) (d) 1. of the statutes is amended to read:

2 27.01 (10) (d) 1. The camping fee for each night at a campsite in a campground
3 which is classified as a Type “A” campground by the department is ~~\$8~~ \$10 for a
4 resident camping party.

5 **SECTION 549.** 27.01 (10) (d) 2. of the statutes is amended to read:

6 27.01 (10) (d) 2. The camping fee for each night at a campsite in a campground
7 which is classified as a Type “A” campground by the department is ~~\$10~~ \$12 for a
8 nonresident camping party.

9 **SECTION 550.** 27.01 (10) (d) 3. of the statutes is amended to read:

10 27.01 (10) (d) 3. The camping fee for each night at a campsite in a state
11 campground which is classified as a Type “B” campground by the department is ~~\$7~~
12 \$9 for a resident camping party.

13 **SECTION 551.** 27.01 (10) (d) 4. of the statutes is amended to read:

14 27.01 (10) (d) 4. The camping fee for each night at a campsite in a state
15 campground which is classified as a Type “B” campground by the department is ~~\$9~~
16 \$11 for a nonresident camping party.

17 **SECTION 552.** 27.01 (10) (d) 5. of the statutes is amended to read:

18 27.01 (10) (d) 5. The camping fee for each night at a campsite in a campground
19 which is classified as a Type “C” campground by the department is ~~\$6~~ \$8 for a resident
20 camping party.

21 **SECTION 553.** 27.01 (10) (d) 6. of the statutes is amended to read:

22 27.01 (10) (d) 6. The camping fee for each night at a campsite in a campground
23 which is classified as a Type “C” campground by the department is ~~\$8~~ \$10 for a
24 nonresident camping party.

25 **SECTION 554.** 27.01 (11) (cm) 1. of the statutes is renumbered 27.01 (11) (cm).

ENGROSSED ASSEMBLY BILL 100**SECTION 555**

1 **SECTION 555.** 27.01 (11) (cm) 2. of the statutes is renumbered 27.01 (11) (cr)
2 (intro.) and amended to read:

3 27.01 **(11)** (cr) (intro.) A contract entered into under this paragraph shall
4 require that the department retain \$1 of each reservation fee collected. Under the
5 contract the other party shall be required to do either of the following:

6 **SECTION 556.** 27.01 (11) (cr) (title) of the statutes is created to read:

7 27.01 **(11)** (cr) (title) *Contracts; distribution of fees.*

8 **SECTION 557.** 27.01 (11) (cr) 1. and 2. of the statutes are created to read:

9 27.01 **(11)** (cr) 1. Remit the entire amount of each reservation fee it collects to
10 the department. The department shall credit to the appropriation under s. 20.370
11 (1) (er) for payment to the party all but \$1 of each fee remitted.

12 2. Remit \$1 of each reservation fee it collects to the department.

13 **SECTION 557d.** 28.042 of the statutes is created to read:

14 **28.042 Forestry inventory; implementation. (1)** The department shall
15 undertake and maintain an inventory of forested areas on land owned by the state,
16 including the areas of timber in these forested areas that have been or are to be
17 harvested for purposes of state forestry management.

18 **(2)** The department, in performing its duties under this chapter, shall give
19 priority to the completion of the inventory described in sub. (1) and the completion
20 of the harvesting of timber that has been identified for harvesting in this inventory.

21 **SECTION 557g.** 28.06 (2m) of the statutes is renumbered 28.06 (2m) (a) and
22 amended to read:

23 28.06 **(2m)** (a) A person who purchases a seedling under sub. (2) shall pay, in
24 addition to the price of the seedling charged under sub. (2), a surcharge for each
25 seedling purchased. Beginning on September 1, 2001, and ending on June 30, 2002,

ENGROSSED ASSEMBLY BILL 100**SECTION 557g**

1 the surcharge shall be 2 cents for each seedling. Beginning on July 1, 2002, the
2 surcharge shall be 3 cents for each seedling. All surcharges collected under this
3 ~~subsection~~ paragraph shall be deposited in the conservation fund.

4 **SECTION 557m.** 28.085 of the statutes is created to read:

5 **28.085 Timber sales; use of revenues.** From the appropriation under s.
6 20.370 (5) (az), the department shall do all of the following:

7 (1) Allocate for private forest grants under s. 26.38 for each fiscal year,
8 beginning with fiscal year 2005–06, \$400,000 or the amount available under the
9 appropriation for the fiscal year, whichever is less.

10 (2) After allocating the amount required under sub. (2), allocate for forestry
11 research and development grants under s. 26.385 the following amounts:

12 (a) For fiscal year 2006–07, \$500,000 or the remaining amount available under
13 the appropriation for fiscal year 2006–07, whichever is less.

14 (b) For fiscal year 2007–08, \$3,500,000 or the remaining amount available
15 under the appropriation for fiscal year 2007–08, whichever is less.

16 (3) After allocating the amounts required under subs. (1) and (2), allocate for
17 the forestry education grant program under s. 26.40 for each fiscal year, beginning
18 with fiscal year 2005–06, \$250,000 or the remaining amount available under the
19 appropriation for the fiscal year, whichever is less.

20 (4) After allocating the amounts required under subs. (1) to (3), allocate for
21 school forest transportation funding under s. 26.39 (5) for each fiscal year, beginning
22 with fiscal year 2005–06, \$446,000 or the remaining amount available under the
23 appropriation for the fiscal year, whichever is less.

24 (5) After allocating the amounts required under subs. (1) to (4), allocate for
25 transfer to the appropriation under s. 20.292 (1) (km) for master logger

ENGROSSED ASSEMBLY BILL 100**SECTION 557m**

1 apprenticeship grants under s. 38.04 (29) for each fiscal year, beginning with fiscal
2 year 2005–06, \$100,000 or the remaining amount available under the appropriation
3 for the fiscal year, whichever is less.

4 **(6)** After allocating the amounts required under subs. (1) to (5), allocate for
5 forestry internships under s. 26.39 (6) for each fiscal year, beginning with fiscal year
6 2005–06, \$100,000 or the remaining amount available under the appropriation for
7 the fiscal year, whichever is less.

8 **SECTION 557t.** 29.024 (2g) (a) 2. of the statutes is amended to read:

9 29.024 **(2g)** (a) 2. Any permit issued under s. 29.403, 29.537, 29.733, 29.735,
10 or 29.736.

11 **SECTION 557v.** 29.024 (2r) (a) 14m. of the statutes is repealed.

12 **SECTION 559.** 29.164 (title) of the statutes is amended to read:

13 **29.164** (title) **Wild turkey hunting license approvals.**

14 **SECTION 560.** 29.164 (2) (c) 2. of the statutes is amended to read:

15 29.164 **(2)** (c) 2. If the department establishes a wild turkey hunting zone where
16 or a season time period during which wild turkey hunting is permitted, no person
17 may hunt wild turkeys in that wild turkey hunting zone or during that season time
18 period unless the person has a wild turkey hunting license ~~that is valid for that zone~~
19 and ~~that has a valid wild turkey hunting stamp attached or imprinted in the manner~~
20 ~~required by the rule promulgated under s. 29.024 (5) (a) 3~~ as required under subd.
21 1. and unless the person has a wild turkey hunting tag that is valid for that zone and
22 that time period.

23 **SECTION 561.** 29.164 (3) (a) of the statutes is renumbered 29.164 (3) (a) 1. and
24 amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 561**

1 29.164 (3) (a) 1. If the department requires wild turkey hunting licenses under
2 sub. (2) (a) and the number of applications for wild turkey hunting licenses tags for
3 a given wild turkey hunting zone or a given wild turkey hunting season time period
4 exceeds the number of available wild turkey hunting licenses tags allocated by the
5 department for that zone or that season time period, the department shall issue wild
6 turkey hunting licenses and tags for that zone or that season time period according
7 to the cumulative preference system under this subsection.

8 **SECTION 562.** 29.164 (3) (a) 2. of the statutes is created to read:

9 29.164 (3) (a) 2. If the department requires wild turkey hunting licenses under
10 sub. (2) (a) and the number of applications – for wild turkey hunting tags for a given
11 wild turkey hunting zone or a given wild turkey hunting season time period does not
12 exceed the number of available wild turkey hunting tags allocated by the department
13 for that zone or that season time period, the department shall issue a wild turkey
14 hunting license and tag to each applicant.

15 **SECTION 563.** 29.164 (3) (e) of the statutes is amended to read:

16 29.164 (3) (e) *Notification; issuance; payment.* The department shall issue a
17 notice of approval to those qualified applicants selected to receive a wild turkey
18 hunting license and tag under par. (a). A person who receives a notice of approval
19 and who pays the license fee in the manner required by the department shall be
20 issued a wild turkey hunting license and tag. The department may not charge a fee
21 for a tag that is issued under this paragraph.

22 **SECTION 564.** 29.164 (4) (title) of the statutes is amended to read:

23 29.164 (4) (title) WILD TURKEY HUNTING STAMPS; ADDITIONAL TAGS.

24 **SECTION 565.** 29.164 (4) (b) of the statutes is repealed and recreated to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 565**

1 29.164 (4) (b) *Additional tags.* The department may issue the wild turkey
2 hunting tags that were allocated for a given wild turkey hunting zone or season time
3 period under sub. (3) (a) 2. but that were not issued. The department shall charge
4 the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The
5 issuance of a tag under this paragraph does not affect the priority that the person
6 receiving the tag may have under the cumulative preference system.

7 **SECTION 565g.** 29.184 (6g) of the statutes is created to read:

8 29.184 (6g) ISSUANCE OF ADDITIONAL CLASS A BEAR LICENSES. (a) In addition to
9 any other Class A bear hunting license that the department issues under this section,
10 the department shall issue 2 certificates for Class A bear hunting licenses in a Class
11 A bear hunting season to an organization known as the Wisconsin Bear Hunters'
12 Association, Inc., if the organization applies for the certificates for that season.

13 (b) The organization known as the Wisconsin Bear Hunters' Association, Inc.,
14 shall award one of the certificates that is issued under par. (a) as a prize in a raffle
15 conducted by a subunit of the organization that is licensed to conduct raffles under
16 ch. 563 and shall award the other to the person who places the highest bid in a public
17 auction.

18 (c) The organization known as the Wisconsin Bear Hunters' Association, Inc.,
19 shall transfer the certificate awarded under par. (b) only to persons who are qualified
20 to receive a Class A bear hunting license. A person who receives a certificate may
21 present that certificate to the department and request a resident or nonresident
22 Class A bear hunting license. Upon receipt of the certificate and the appropriate
23 required fees, the department shall issue the holder of the certificate a resident or
24 nonresident Class A bear hunting license and the carcass tag and back tag under
25 subs. (8) and (9).

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1 (d) If the organization known as the Wisconsin Bear Hunters' Association, Inc.,
2 fails to transfer the certificates under par. (c), the certificates shall become invalid.

3 (e) The organization known as the Wisconsin Bear Hunters' Association, Inc.,
4 shall use the proceeds from the raffle and auction under par. (b) in this state to
5 promote bear management and education and to further bear research.

6 (f) A person may be issued under par. (c) only one Class A bear hunting license
7 in his or her lifetime, and the Class A bear hunting license shall be valid for only one
8 Class A bear hunting season. The issuance under par. (c) of a license to the person
9 is subject to s. 29.024 (2g).

10 **SECTION 567.** 29.191 (title) of the statutes is repealed and recreated to read:

11 **29.191 (title) Hunting stamps.**

12 **SECTION 567d.** 29.191 (2) (c) of the statutes is renumbered 29.191 (2) (c) 1. and
13 amended to read:

14 29.191 (2) (c) 1. *Use of moneys from fees.* The Forty percent of the fees collected
15 under this subsection shall be credited to the appropriation under s. 20.370 (1) (hr).

16 **SECTION 567g.** 29.191 (2) (c) 2. of the statutes is created to read:

17 29.191 (2) (c) 2. Sixty percent of the fees collected under this subsection shall
18 be credited to the appropriation under s. 20.370 (1) (hw).

19 **SECTION 569.** 29.191 (4) of the statutes is renumbered 29.2285 (1).

20 **SECTION 570.** 29.191 (5) of the statutes is renumbered 29.2285 (2).

21 **SECTION 571.** 29.192 (4) of the statutes is amended to read:

22 29.192 (4) If the department decides to limit the number of ~~hunters or trappers~~
23 persons taking Canada geese, sharp-tailed grouse, fishers, otters, bobcats or
24 sturgeon by issuing permits and if the number of persons seeking the permits
25 exceeds the number of available permits, the department shall issue the permits

ENGROSSED ASSEMBLY BILL 100**SECTION 571**

1 according to a cumulative preference system established by the department. The
2 department shall give a preference point to each applicant for each previous season
3 for which the applicant applied but was not issued a permit. The system shall
4 establish preference categories for these applicants, with higher priority given to
5 those categories with more points than those with fewer points. Applicants who fail
6 to apply at least once during any 3 consecutive years shall lose all previously
7 accumulated preference points. If the number of applicants within a preference
8 category or a subcategory exceeds the number of permits available in the category
9 or subcategory, the department shall select at random within the category or
10 subcategory the applicants to be issued the permits.

11 **SECTION 572.** 29.219 (3) (b) of the statutes is amended to read:

12 29.219 (3) (b) *Authorization.* Unless otherwise specifically prohibited, a
13 resident 2–day sports fishing license only authorizes fishing in outlying trout and
14 salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

15 **SECTION 572c.** 29.219 (3m) of the statutes is created to read:

16 29.219 (3m) **TWO-DAY INLAND LAKE TROUT FISHING LICENSE.** (a) *Issuance.* The
17 department shall issue a 2–day inland lake trout fishing license, subject to s. 29.024,
18 to any resident who applies for this license.

19 (b) *Authorization.* Unless otherwise specifically prohibited, a 2–day inland
20 lake trout fishing license only authorizes fishing for lake trout in inland lakes.

21 (c) *Use of fees.* The department shall deposit receipts from the sale of 2–day
22 inland lake trout fishing licenses under this subsection in the conservation fund. The
23 department shall credit 50 percent of these receipts to the appropriation account
24 under s. 20.370 (4) (kv).

25 **SECTION 573.** 29.228 (7) (b) of the statutes is amended to read:

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1 29.228 (7) (b) *Authorization.* Unless otherwise specifically prohibited, a
2 nonresident 2-day sports fishing license only authorizes fishing in outlying trout
3 and salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

4 **SECTION 574.** 29.2285 (title) of the statutes is created to read:

5 **29.2285 (title) Fishing stamps and tags.**

6 **SECTION 574c.** 29.2285 (1) (b) and (c) of the statutes, as affected by 2005
7 Wisconsin Act (this act), are amended to read:

8 29.2285 (1) (b) *Requirement.* Except as provided in par. (d), no person may fish
9 for trout in inland trout waters unless he or she is issued a conservation patron
10 license, unless he or she is issued a 2-day inland lake trout fishing license, or unless
11 he or she is issued an inland waters trout stamp which is attached to or imprinted
12 on the person's fishing license or sports license in the manner required by the rule
13 promulgated under s. 29.024 (5) (a) 3.

14 (c) *Issuance.* The department shall issue an inland waters trout stamp subject
15 to s. 29.024 to each person holding or applying for a fishing license, other than a
16 two-day inland lake trout fishing license, or holding or applying for a sports license
17 if the person intends to use the license for trout fishing in inland trout waters of the
18 state.

19 **SECTION 575.** 29.2285 (3) of the statutes is created to read:

20 29.2285 (3) STURGEON HOOK AND LINE TAGS. (a) *Requirement.* No person may
21 possess a lake sturgeon taken by hook and line from the waters of the state unless
22 he or she is issued one or more sturgeon hook and line tags.

23 (b) *Issuance.* The department shall issue sturgeon hook and line tags to each
24 person holding or applying for a fishing license or a sports license if the person
25 intends to possess a lake sturgeon taken by hook and line in the waters of the state.

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1 (c) *Tagging requirement.* Any person having taken a lake sturgeon by means
2 of a hook and line shall immediately attach a current, validated sturgeon hook and
3 line tag issued to that person to the tail of the sturgeon. No person may possess,
4 control, store, or transport a lake sturgeon carcass unless it is tagged as required
5 under this paragraph.

6 (d) *License requirement.* Any person fishing for lake sturgeon shall hold a
7 license authorizing the fishing or shall be exempt from holding such a license under
8 s. 29.219 (1) (b) 1. or 2. or 29.228 (1) (b).

9 (e) *Use of moneys from fees.* The department shall deposit the receipts from the
10 sale of sturgeon hook and line tags issued under this subsection into the conservation
11 fund and shall credit these receipts to the appropriation account under s. 20.370 (4)
12 (ky).

13 **SECTION 576.** 29.229 (2) (k) of the statutes is created to read:

14 29.229 (2) (k) Sturgeon hook and line tags.

15 **SECTION 577.** 29.229 (5) of the statutes is amended to read:

16 29.229 (5) RESTRICTIONS ON APPROVALS. A person who is fishing under the
17 authority of an approval issued under this section shall be subject to the same
18 conditions, limitations, and restrictions as are imposed on the equivalent approval
19 issued under s. ss. ~~29.191 (4)~~, 29.219, 29.228, 29.2285 (1), and 29.231, including bag
20 limits, size limits, rest days, and closed seasons.

21 **SECTION 578.** 29.2295 (2) (m) of the statutes is created to read:

22 29.2295 (2) (m) Sturgeon hook and line tags.

23 **SECTION 579.** 29.2295 (4) (c) 2. of the statutes is amended to read:

24 29.2295 (4) (c) 2. If the amount appropriated under s. 20.370 (9) (hk) is
25 insufficient to make all of the payments under ~~this subsection~~ par. (a), the

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1 department shall make the remaining payments from the appropriation under s.
2 20.370 (9) (ht).

3 **SECTION 580.** 29.2295 (4m) of the statutes is created to read:

4 29.2295 (4m) RESOURCE MANAGEMENT. In addition to any payment made under
5 sub. (4) (a), the department shall make an annual payment of \$50,000 to the band
6 for the purposes of fishery management within the reservation.

7 **SECTION 581.** 29.235 (1) of the statutes is amended to read:

8 29.235 (1) ISSUANCE. A resident conservation patron license shall be issued
9 subject to s. 29.024 by the department to any resident 14 12 years old or older who
10 applies for the license. A nonresident conservation patron license shall be issued
11 subject to s. 29.024 by the department to any person 14 12 years old or older who is
12 not a resident and who applies for the license.

13 **SECTION 582.** 29.235 (2) of the statutes is amended to read:

14 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.
15 A resident conservation patron license confers upon the licensee all the combined
16 privileges conferred by a resident small game hunting license, a resident deer
17 hunting license, a resident wild turkey hunting license, a resident archer hunting
18 license, a waterfowl hunting stamp, a pheasant hunting stamp, a wild turkey
19 hunting stamp, a resident annual fishing license, an inland waters trout stamp, a
20 Great Lakes trout and salmon stamp, a sturgeon hook and line tag, and a trapping
21 license.

22 **SECTION 583.** 29.235 (2m) of the statutes is amended to read:

23 29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A
24 nonresident conservation patron license confers upon the licensee all the combined
25 privileges conferred by a nonresident small game hunting license, a nonresident deer

ENGROSSED ASSEMBLY BILL 100**SECTION 583**

1 hunting license, a nonresident wild turkey hunting license, a nonresident archer
2 hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a wild
3 turkey hunting stamp, a nonresident annual fishing license, an inland waters trout
4 stamp, ~~and~~ a Great Lakes trout and salmon stamp, and a sturgeon hook and line tag.

5 **SECTION 584.** 29.235 (3) of the statutes is amended to read:

6 29.235 (3) AUTHORIZATION; ADMISSION TO STATE PARKS AND RELATED AREAS. A
7 person may operate a motor vehicle, except a motor bus, as defined in s. 340.01 (31),
8 subject to the admission requirements under s. 27.01 (7), in any vehicle admission
9 area under s. 27.01 (7) without having an admission receipt affixed to the vehicle or
10 otherwise displayed and without paying a fee if the vehicle has as an occupant a
11 holder of a resident or nonresident conservation patron license who can present the
12 license upon demand in the vehicle admission area. The conservation patron license
13 permits the license holder to enter Heritage Hill state park or a state trail without
14 paying an admission fee. This subsection does not apply to holders of conservation
15 patron licenses who are under the age of 18 years.

16 **SECTION 585.** 29.235 (5) of the statutes is amended to read:

17 29.235 (5) SUBSCRIPTION. At the time the department issues a conservation
18 patron license, it shall provide the each licensee who is at least 18 years of age with
19 an annual subscription to the Wisconsin natural resources magazine without any
20 additional fee or charge.

21 **SECTION 586.** 29.235 (6) of the statutes is amended to read:

22 29.235 (6) ADMISSION RECEIPT. At the same time the department issues a
23 conservation patron license, it may issue an annual resident or nonresident vehicle
24 admission receipt or a special receipt for admission to state parks and similar areas.
25 The department may issue an annual resident or nonresident vehicle admission

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1 receipt or a special receipt for admission to state parks and similar areas to a person
2 who has a conservation patron license on location at the state park or similar area.
3 A person who is issued a receipt under this subsection shall affix the receipt by its
4 own adhesive to the interior surface of the lower left-hand corner of the windshield
5 of the vehicle or otherwise display it as authorized under a rule promulgated under
6 s. 27.01 (7) (e) 2. A receipt issued under this section is not considered part of a
7 conservation patron license for the purpose of issuing a duplicate. No duplicate
8 receipt may be issued for a receipt that is affixed by its own adhesive to a windshield
9 unless the license holder provides evidence that the vehicle upon which the sticker
10 receipt is affixed is no longer usable or that the vehicle was transferred to another
11 person and the license holder presents the original receipt or remnants of it to the
12 department. Section 29.024 (7) applies to the issuance of a duplicate receipt that is
13 displayed as authorized under the rule promulgated under s. 27.01 (7) (e) 2. This
14 subsection does not apply to holders of conservation patron licenses who are under
15 the age of 18 years.

16 **SECTION 587.** 29.401 (2m) of the statutes is amended to read:

17 29.401 (2m) The department may not promulgate or enforce a rule that
18 prohibits persons from possessing barbed hooks while fishing for trout in inland
19 trout waters, as defined in s. ~~29.191 (4)~~ 29.2285 (1) (a), during the period beginning
20 on January 1 and ending on the Friday immediately preceding the first Saturday in
21 the following May.

22 **SECTION 587d.** 29.404 (1) of the statutes is renumbered 29.404 (1m) and
23 amended to read:

24 29.404 (1m) PUBLIC NUISANCE; REMOVAL. Any building, vehicle, tent, fish shanty
25 or similar shelter that is used or left on the ice without a permit as required under

ENGROSSED ASSEMBLY BILL 100**SECTION 587d**

1 sub. (1b) or in violation of any department order or that has fallen through the ice
2 is a public nuisance. The department shall notify the owner, if known. If after the
3 expiration of 10 days after notice is given the owner does not claim the nuisance, the
4 department may destroy or sell the nuisance in the name of the state.

5 **SECTION 587dm.** 29.404 (1b) of the statutes is created to read:

6 29.404 **(1b)** NONRESIDENTS; PERMIT REQUIRED. A person who is not a resident
7 may not place a fish shanty or similar shelter on the ice unless the person holds a
8 nonresident annual fish shanty permit or a nonresident 7–day fish shanty permit
9 issued by the department.

10 **SECTION 587e.** 29.424 (2) (intro.) and (b) of the statutes are consolidated,
11 renumbered 29.424 (2) and amended to read:

12 29.424 **(2)** Subsection (1) does not authorize the department to remove fish
13 from a self–contained fish rearing facility or from a preexisting fish rearing facility
14 that is an artificial body of water unless ~~one or more of the following apply:~~ (b) ~~The~~
15 the department of agriculture, trade and consumer protection has requested that the
16 department of natural resources remove the fish to address a problem affecting fish
17 health.

18 **SECTION 587g.** 29.424 (2) (a) of the statutes is repealed.

19 **SECTION 588m.** 29.506 (7m) (a) of the statutes, as affected by 2005 Wisconsin
20 Act (Assembly Bill 210), is amended to read:

21 29.506 **(7m)** (a) The department shall issue a taxidermy school permit to a
22 person who applies for the permit; who, on August 15, 1991, holds a valid
23 taxidermist permit issued under this section; and who, on August 15, 1991, operates
24 a taxidermy school approved by the educational approval board under s. ~~39.90~~ 38.50.

25 **SECTION 594.** 29.559 (1) (c) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 594**

1 29.559 (1) (c) Any person, including the department, who issues a wild turkey
2 hunting tag under s. 29.164 (4) (b) or a sturgeon hook and line tag under s. 29.2285
3 (3) (b) shall collect, in addition to the statutory fee, and issuing fee for each tag that
4 the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4. may retain
5 15 cents for each issuing fee of each tag to compensate for services in issuing the tag.

6 **SECTION 594g.** 29.559 (3) of the statutes is created to read:

7 29.559 (3) COLLECTION OF ISSUING FEE FOR FISH SHANTY PERMIT. Any person,
8 including the department, may retain 50 cents of each fish shanty permit fee
9 collected under s. 29.563 (11) (a) 3. or 4. as a fee to compensate for services in issuing
10 the permit.

11 **SECTION 595.** 29.563 (2) (a) 1. of the statutes is amended to read:

12 29.563 (2) (a) 1. Small game: ~~\$14.25~~ \$15.25.

13 **SECTION 597.** 29.563 (2) (a) 4. of the statutes is amended to read:

14 29.563 (2) (a) 4. Small game issued to 12-year-olds to 17-year-olds: ~~\$7.25~~
15 \$6.25.

16 **SECTION 598.** 29.563 (2) (a) 5. of the statutes is amended to read:

17 29.563 (2) (a) 5. Deer: ~~\$18.25~~ \$21.25.

18 **SECTION 598m.** 29.563 (2) (a) 5g. of the statutes is created to read:

19 29.563 (2) (a) 5g. Deer issued to 12-year-olds to 17-year-olds: \$17.25.

20 **SECTION 599.** 29.563 (2) (a) 5m. of the statutes is amended to read:

21 29.563 (2) (a) 5m. Elk: ~~\$43.25~~ \$46.25.

22 **SECTION 600.** 29.563 (2) (a) 6. of the statutes is amended to read:

23 29.563 (2) (a) 6. Class A bear: ~~\$43.25~~ \$46.25.

24 **SECTION 601.** 29.563 (2) (a) 7. of the statutes is amended to read:

25 29.563 (2) (a) 7. Class B bear: ~~\$12.25~~ \$11.25.

ENGROSSED ASSEMBLY BILL 100**SECTION 602**

1 **SECTION 602.** 29.563 (2) (a) 8. of the statutes is amended to read:

2 29.563 (2) (a) 8. Archer: ~~\$18.25~~ \$21.25.

3 **SECTION 602m.** 29.563 (2) (a) 8m. of the statutes is created to read:

4 29.563 (2) (a) 8m. Archer issued to 12–year–olds to 17–year olds: \$17.25.

5 **SECTION 603.** 29.563 (2) (a) 9. of the statutes is amended to read:

6 29.563 (2) (a) 9. Wild turkey: ~~\$11.25~~ \$12.25.

7 **SECTION 604.** 29.563 (2) (b) 1. of the statutes is amended to read:

8 29.563 (2) (b) 1. Annual small game: ~~\$78.25~~ \$82.25.

9 **SECTION 605.** 29.563 (2) (b) 2. of the statutes is amended to read:

10 29.563 (2) (b) 2. Five–day small game: ~~\$48.25~~ \$52.25.

11 **SECTION 606.** 29.563 (2) (b) 3. of the statutes is amended to read:

12 29.563 (2) (b) 3. Deer: ~~\$158.25~~ \$157.25.

13 **SECTION 607.** 29.563 (2) (b) 3m. of the statutes is amended to read:

14 29.563 (2) (b) 3m. Elk: ~~\$249.25~~ \$248.25.

15 **SECTION 608.** 29.563 (2) (b) 4. of the statutes is amended to read:

16 29.563 (2) (b) 4. Class A bear: ~~\$249.25~~ \$248.25.

17 **SECTION 609.** 29.563 (2) (b) 5. of the statutes is amended to read:

18 29.563 (2) (b) 5. Class B bear: ~~\$108.25~~ \$107.25.

19 **SECTION 610.** 29.563 (2) (b) 6. of the statutes is amended to read:

20 29.563 (2) (b) 6. Archer: ~~\$158.25~~ \$157.25.

21 **SECTION 611.** 29.563 (2) (b) 7. of the statutes is amended to read:

22 29.563 (2) (b) 7. Fur–bearing animal: ~~\$158.25~~ \$157.25.

23 **SECTION 612.** 29.563 (2) (b) 8. of the statutes is amended to read:

24 29.563 (2) (b) 8. Wild turkey: ~~\$58.25~~ \$57.25.

25 **SECTION 616.** 29.563 (2) (e) 2. of the statutes is amended to read:

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1 29.563 (2) (e) 2. Pheasant: ~~\$7~~ \$9.75.

2 **SECTION 619.** 29.563 (2) (f) of the statutes is created to read:

3 29.563 (2) (f) *Resident tags*. Each additional wild turkey hunting tag issued
4 to a resident under s. 29.164 (4) (b): \$9.75.

5 **SECTION 620.** 29.563 (2) (g) of the statutes is created to read:

6 29.563 (2) (g) *Nonresident tags*. Each additional wild turkey hunting tag
7 issued to a nonresident under s. 29.164 (4) (b): \$14.75.

8 **SECTION 621.** 29.563 (3) (a) 1. of the statutes is amended to read:

9 29.563 (3) (a) 1. Annual: ~~\$16.25~~ \$19.25.

10 **SECTION 623.** 29.563 (3) (a) 3. of the statutes is amended to read:

11 29.563 (3) (a) 3. Husband and wife: ~~\$28.25~~ \$30.25.

12 **SECTION 623c.** 29.563 (3) (a) 5m. of the statutes is created to read:

13 29.563 (3) (a) 5m. Two-day inland lake trout fishing: \$13.25.

14 **SECTION 624e.** 29.563 (3) (b) 1. of the statutes is amended to read:

15 29.563 (3) (b) 1. Annual: ~~\$39.25~~ \$49.25.

16 **SECTION 624j.** 29.563 (3) (b) 3. of the statutes is amended to read:

17 29.563 (3) (b) 3. Fifteen-day: ~~\$23.25~~ \$27.25.

18 **SECTION 624m.** 29.563 (3) (b) 5. of the statutes is amended to read:

19 29.563 (3) (b) 5. Four-day: ~~\$17.25~~ \$23.25.

20 **SECTION 624r.** 29.563 (3) (b) 7. of the statutes is amended to read:

21 29.563 (3) (b) 7. Sturgeon spearing: ~~\$49.25~~ \$64.25.

22 **SECTION 625.** 29.563 (3) (c) 1. of the statutes is amended to read:

23 29.563 (3) (c) 1. Inland waters trout: ~~\$7~~ \$9.75.

24 **SECTION 626.** 29.563 (3) (cm) of the statutes is created to read:

25 29.563 (3) (cm) *Tags*. 1. Sturgeon hook and line issued to a resident: \$19.75.

ENGROSSED ASSEMBLY BILL 100**SECTION 626**

1 2. Sturgeon hook and line issued to nonresident: \$49.75.

2 **SECTION 627.** 29.563 (4) (a) 1. of the statutes is amended to read:

3 29.563 **(4)** (a) 1. Sports: ~~\$43.25~~ \$57.25 or a greater amount at the applicant's
4 option.

5 **SECTION 627m.** 29.563 (4) (a) 1m. of the statutes is amended to read:

6 29.563 **(4)** (a) 1m. Sports issued to 12-year-olds to 17-year-olds: ~~\$33.25~~
7 \$32.25 or a greater amount at the applicant's option.

8 **SECTION 628.** 29.563 (4) (a) 2. of the statutes is amended to read:

9 29.563 **(4)** (a) 2. Conservation patron: ~~\$137.25~~ \$160.25 or a greater amount at
10 the applicant's option.

11 **SECTION 628m.** 29.563 (4) (a) 2m. of the statutes is amended to read:

12 29.563 **(4)** (a) 2m. Conservation patron issued to 12-year-olds to 17-year-olds:
13 ~~\$72.25~~ \$70.25 or a greater amount at the applicant's option.

14 **SECTION 629.** 29.563 (4) (b) 1. of the statutes is amended to read:

15 29.563 **(4)** (b) 1. Sports: ~~\$273.25~~ \$272.25 or a greater amount at the applicant's
16 option.

17 **SECTION 630.** 29.563 (4) (b) 2. of the statutes is amended to read:

18 29.563 **(4)** (b) 2. Conservation patron: ~~\$597.25~~ \$595.25 or a greater amount at
19 the applicant's option.

20 **SECTION 646d.** 29.563 (11) (a) 3. of the statutes is created to read:

21 29.563 **(11)** (a) 3. Nonresident 7-day fish shanty permit: \$20.

22 **SECTION 646g.** 29.563 (11) (a) 4. of the statutes is created to read:

23 29.563 **(11)** (a) 4. Nonresident annual fish shanty permit: \$34.

24 **SECTION 647.** 29.563 (12) (a) 1. of the statutes is amended to read:

25 29.563 **(12)** (a) 1. Deer: ~~\$12.25~~ \$14.25.

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 648.** 29.563 (12) (a) 2. of the statutes is amended to read:

2 29.563 (12) (a) 2. Archer, sports or conservation patron: ~~\$12.25~~ \$14.25 if deer
3 tags are included; ~~\$9.25~~ \$11.25 after open season and deer tags are not included.

4 **SECTION 649.** 29.563 (12) (a) 3. of the statutes is amended to read:

5 29.563 (12) (a) 3. Other hunting: ~~\$7.25~~ \$9.25.

6 **SECTION 650.** 29.563 (12) (b) of the statutes is renumbered 29.563 (12) (b) 1. and
7 amended to read:

8 29.563 (12) (b) 1. Fishing: ~~\$8.25~~ \$9.25 except as provided in subd. 2.

9 **SECTION 651.** 29.563 (12) (b) 2. of the statutes is created to read:

10 29.563 (12) (b) 2. The total cost of issuing the original approval, including any
11 supplemental fee under sub. (14), if the total cost is less than \$10.

12 **SECTION 652.** 29.563 (13) (a) of the statutes is amended to read:

13 29.563 (13) (a) *Surcharge generally.* The surcharge for approvals listed under
14 subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m.
15 is ~~\$1~~ \$2 and shall be added to the fee specified for these approvals under subs. (2) and
16 (4).

17 **SECTION 653.** 29.563 (13) (b) of the statutes is amended to read:

18 29.563 (13) (b) *Surcharge for conservation patron license.* The surcharge for
19 licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is ~~\$2~~ \$4 and shall be
20 added to the fee specified for these approvals under sub. (4).

21 **SECTION 656.** 29.563 (14) (c) 6. of the statutes is created to read:

22 29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4) (b)
23 or sturgeon hook and line tag issued under s. 29.2285 (3) (b): 25 cents.

24 **SECTION 657.** 29.591 (3) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 657**

1 29.591 (3) INSTRUCTION FEE. The department ~~may not charge~~ shall promulgate
2 a rule establishing a fee for the course of instruction under the hunter education
3 program and the bow hunter education program. If the department offers an
4 advanced hunter education course or an advanced bow hunter education course, the
5 rule may authorize the department to charge an additional fee for those courses. The
6 instructor conducting a course under this subsection shall collect the instruction fee
7 from each person who receives instruction. The department ~~may reimburse~~
8 ~~instructors for allowable costs, as determined by the department,~~ instructor may
9 retain up to \$5 for each person who receives instruction from that instructor for
10 allowable costs of instruction, as determined by the department. The instructor shall
11 remit the remainder of the fee, or if nothing is retained, the entire fee, to the
12 department.

13 **SECTION 657f.** 29.709 (intro.) of the statutes is amended to read:

14 **29.709 State fish hatcheries.** (intro.) ~~The~~ Subject to s. 95.60, the department
15 may operate state fish hatcheries and may do all of the following:

16 **SECTION 657h.** 29.709 (4) of the statutes is amended to read:

17 29.709 (4) ~~Subject to s. 95.60, receive~~ Receive from any person all fish eggs or
18 fish donated to the state or purchased, and procure, receive, exchange, distribute and
19 dispose of fish eggs and fish.

20 **SECTION 657L.** 29.735 of the statutes is repealed.

21 **SECTION 657m.** 29.89 (5) (b) 1. of the statutes is amended to read:

22 29.89 (5) (b) 1. The department shall reimburse counties under this section
23 from the appropriation under s. 20.370 (5) (fs) and (ft).

24 **SECTION 657p.** 29.89 (5) (b) 2. a. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 657p**

1 29.89 (5) (b) 2. a. The total amount of reimbursable costs exceeds the amount
2 available under s. 20.370 (5) (fs) and (ft).

3 **SECTION 657t.** 30.203 (2) (b) of the statutes is amended to read:

4 30.203 (2) (b) In Lake Butte des Morts within an area that consists of the N-1/2
5 of Secs. 1 and 2, T. 18 N., R. 15 E., the S-1/2 of Secs. 25, 26 and 27, T. 19 N., R. 15 E.,
6 the E-1/2 of Sec. 34, T. 19 N., R. 15 E., and the N-1/2 of Secs. 35 and 36, T. 19 N., R.
7 15 E.

8 **SECTION 657v.** 30.203 (2) (c) of the statutes is amended to read:

9 30.203 (2) (c) In Lake Winneconne and Lake Poygan within an area that
10 consists of the W-1/2 of Secs. 6 and 7, T. 19 N., R. 15 E., and the E-1/2 of Secs. 1 and
11 12 and the NE-1/4 of Sec. 2, T. 19 N., R. 14 E.; and the S-1/2 of Sec. 26, the SE-1/4
12 of Sec. 27, and the E-1/2 of Sec. 35, T. 20 N., R. 14 E.

13 **SECTION 659.** 30.50 (3b) of the statutes is amended to read:

14 30.50 (3b) “Certification or registration documentation” means a certificate of
15 number certificate, certificate of number card, certification decal, registration
16 certificate, registration card, ~~self-validated receipt~~, or registration decal.

17 **SECTION 660.** 30.50 (11m) of the statutes is repealed.

18 **SECTION 661.** 30.52 (1m) (a) 3. of the statutes is amended to read:

19 30.52 (1m) (a) 3. Appoint persons who are not employees of the department as
20 agents of the department to issue, transfer, or renew the certification or registration
21 documentation using ~~either or both of the expedited services~~ the service under par.
22 (ag) 1.

23 **SECTION 662.** 30.52 (1m) (ag) 1. (intro.) and b. of the statutes are consolidated,
24 renumbered 30.52 (1m) (ag) 1. and amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 662**

1 30.52 **(1m)** (ag) 1. For the issuance of original or duplicate certification or
2 registration documentation and for the transfer or renewal of certification or
3 registration documentation, the department may implement ~~either or both of the~~
4 ~~following expedited procedures to be provided by the department and any agents~~
5 ~~appointed under par. (a) 3.:~~ b. A computerized a procedure under which the
6 department or an agent may ~~accept~~ appointed under par. (a) 3. accepts applications
7 for certification or registration documentation and ~~issue~~ issues to each applicant all
8 or some of the items of the certification or registration documentation at the time the
9 applicant submits the application accompanied by the required fees.

10 **SECTION 663.** 30.52 (1m) (ag) 1. a. of the statutes is repealed.

11 **SECTION 664.** 30.52 (1m) (ag) 2. of the statutes is amended to read:

12 30.52 **(1m)** (ag) 2. Under ~~either~~ the procedure under subd. 1., the applicant
13 shall receive any remaining items of certification or registration documentation
14 directly from the department at a later date. The items of certification or registration
15 documentation issued at the time of the submittal of the application ~~under either~~
16 ~~procedure~~ shall be sufficient to allow the boat for which the application is submitted
17 to be operated in compliance with the registration requirements under this section
18 and ss. 30.51 and 30.523.

19 **SECTION 665.** 30.52 (1m) (ar) (title) of the statutes is repealed and recreated to
20 read:

21 30.52 **(1m)** (ar) (title) *Supplemental fees.*

22 **SECTION 666.** 30.52 (1m) (ar) 1. of the statutes is repealed.

23 **SECTION 667.** 30.52 (1m) (ar) 2. of the statutes is renumbered 30.52 (1m) (ar)
24 and amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 667**

1 30.52 **(1m)** (ar) In addition to the applicable fee under sub. (3), the department
2 or the agent appointed under par. (a) 3. shall collect an expedited service fee of ~~33~~ 5
3 each time the expedited service under par. (ag) ~~1-b.~~ is provided. The agent shall
4 remit to the department \$1 of each expedited service fee the agent collects.

5 **SECTION 668.** 30.52 (1m) (f) 1. of the statutes is amended to read:

6 30.52 **(1m)** (f) 1. A dealer in boats who assists a customer in applying for a
7 certification of number or registration without using either the procedure specified
8 in par. (ag) 1., may charge the customer a reasonable fee for providing this assistance.

9 **SECTION 669.** 30.52 (3m) (a) of the statutes is amended to read:

10 30.52 **(3m)** (a) Any applicant for the issuance or renewal of a certificate of
11 number or registration under sub. (3) (b) to (im) may, in addition to paying the fee
12 charged for the certificate, elect to make a voluntary ~~1~~ 3 contribution to be used
13 for lake research.

14 **SECTION 678.** 30.92 (1) (b) of the statutes is amended to read:

15 30.92 **(1)** (b) “Governmental unit” means the department, a municipality, a lake
16 sanitary district, a public inland lake protection and rehabilitation district organized
17 under ch. 33, the Milwaukee River revitalization council, the Lower Wisconsin State
18 Riverway board, ~~the Fox River management commission~~ or any other local
19 governmental unit, as defined in s. 66.0131 (1) (a), that is established for the purpose
20 of lake management.

21 **SECTION 679.** 30.92 (4) (a) of the statutes is amended to read:

22 30.92 **(4)** (a) The department shall develop and administer, with the approval
23 of the commission, a financial assistance program for governmental units, including
24 itself, and qualified lake associations for the construction and rehabilitation of
25 capital improvements related to recreational boating facilities, for the improvement

ENGROSSED ASSEMBLY BILL 100**SECTION 679**

1 of locks and facilities which provide access between waterways and for the projects
2 specified in par. (b) 8. ~~No financial assistance under this section may be provided to~~
3 ~~the Fox River management commission for feasibility studies of construction~~
4 ~~projects or for construction projects.~~ No financial assistance under this section may
5 be provided to the department other than for projects for access to inland lakes
6 without a public access facility.

7 **SECTION 680.** 30.93 of the statutes is repealed.

8 **SECTION 682.** Chapter 35 (title) of the statutes is amended to read:

9 **CHAPTER 35**

10 **~~PUBLIC PRINTING; PUBLICATION AND DISTRIBUTION OF LAWS AND~~**

11 **PUBLIC DOCUMENTS**

12 **SECTION 683.** 35.001 (2m) of the statutes is created to read:

13 35.001 (2m) "Printing" includes all public printing by means of graphic
14 reproduction by whatever process and the necessary materials and binding. The
15 term also includes reproduction of a document in optical disk format whenever the
16 publishing state agency is authorized to reproduce and determines to reproduce
17 copies of a document in optical disk format in lieu of printed format.

18 **SECTION 684.** 35.01 (intro.) of the statutes is amended to read:

19 **35.01 Public printing; definition and classification.** (intro.) Public
20 printing includes all graphic reproduction by whatever process and the necessary
21 material and binding. Public printing is divided into 7 classes:

22 **SECTION 685.** 35.24 (3) of the statutes is amended to read:

23 35.24 (3) Reprints of the feature article shall be bound in paper covers and shall
24 be in such quantity as is authorized for each specific reprint by the joint committee

ENGROSSED ASSEMBLY BILL 100

1 on legislative organization. The cost of reprints shall be paid from the appropriation
2 under s. 20.765 (1) (d) ~~or~~ (5).

3 **SECTION 686.** 35.27 of the statutes is amended to read:

4 **35.27 Limitation of editions of official reports.** Within 60 calendar days
5 after receiving printer's final proof copy therefor, the department shall have printed
6 and deliver editions of the reports mentioned in s. 35.26 and of any report required
7 by law to be made to the governor or to the legislature if not otherwise limited. The
8 department shall determine for any report the maximum number of copies and pages
9 shall be established by the department for any report, or the length if authorized to
10 be reproduced in optical disk format.

11 **SECTION 687.** 35.50 (1) of the statutes is amended to read:

12 35.50 (1) Specifications for state printing except class 1, including type style
13 and size, page size, titles, paper, form, quality, quantity, binding, and method, or
14 optical disk manufacturing specifications whenever reproduction in optical disk
15 format is authorized, shall be as determined by the department unless specified by
16 statute. Any state agency which objects to such determination may appeal the
17 decision to the governor.

18 **SECTION 688.** 35.50 (4) of the statutes is amended to read:

19 35.50 (4) Whenever possible, state publications printed on paper, other than
20 printing of classes 4 and 5, shall be restricted to finished outside dimensions which
21 shall not exceed 9 by 14 inches and shall not be less than 3 1/2 by 7 inches.

22 **SECTION 689.** 35.51 of the statutes is amended to read:

23 **35.51 Proofs; where received.** Contract printers shall submit proof sheets
24 of all public printing done by them and when requested, revised proof sheets thereof,
25 to the department, regardless of the format to be used for reproduction. When

ENGROSSED ASSEMBLY BILL 100**SECTION 689**

1 requested by the chief clerk of either house proof sheets of printing of the first class
2 shall be delivered to them.

3 **SECTION 690.** 35.54 of the statutes is amended to read:

4 **35.54 Title pages; names of authors.** Every requisitioning agency shall
5 provide the necessary printer's copy for a suitable title page, containing the name of
6 the author for every book and other document which requires a title page; but on no
7 such publication shall ~~have written or printed thereon~~ there appear, nor shall there
8 be attached thereto, the words "Compliments of" followed by the name of the author,
9 nor any other words of similar purport.

10 **SECTION 691.** 35.55 of the statutes is amended to read:

11 **35.55 Editing printer's copy.** Printer's copy must accompany every
12 requisition. The editors of all state agencies may edit for themselves the matter and
13 form of the contents of the printer's copy presented by them respectively to the
14 department. All printer's copy which does not conform to accepted trade practices,
15 and, in the opinion of the department is unsatisfactory, shall be returned to its author
16 for revision and correction. An optical disk copy may be substituted if the document
17 being published is authorized to be reproduced in optical disk format.

18 **SECTION 692.** 35.57 of the statutes is amended to read:

19 **35.57 Advertisement for bids.** The department shall publish
20 advertisements that sealed proposals for furnishing printing, during the next
21 ensuing contract period, with all other material which the department requires, will
22 be received any time prior to a specified day, when all proposals will be publicly
23 opened and read. The advertisements shall be run as class 2 notices, under ch. 985,
24 in the official state paper. Separate advertisements may be used for publications
25 authorized to be published in optical disk format.

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 693.** 35.91 (1) of the statutes is amended to read:

2 35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a price,
3 calculated to the nearest dollar, to be fixed by the department, based on cost plus 75%
4 of the revisor's expenditures under s. 20.765 (3) (a) ~~or (5)~~ during the preceding
5 biennium. The department may sell noncurrent editions of the Wisconsin statutes
6 and Wisconsin annotations at reduced prices to be fixed by it.

7 **SECTION 694.** 35.93 (9) of the statutes is amended to read:

8 35.93 (9) The department shall charge the legislature under s. 20.765 (1) (d)
9 ~~or (5)~~ for the cost of distribution of the code and the register, including the costs
10 specified in s. 35.80, and shall deposit all revenues received from their sale into the
11 general fund.

12 **SECTION 695.** 36.09 (1) (e) of the statutes is repealed and recreated to read:

13 36.09 (1) (e) The board shall appoint a president of the system; a chancellor for
14 each institution; a dean for each college campus; the state geologist; the director of
15 the laboratory of hygiene; the director of the psychiatric institute; the state
16 cartographer; and the requisite number of officers, other than the vice presidents,
17 associate vice presidents, and assistant vice presidents of the system; faculty;
18 academic staff; and other employees and fix the salaries, subject to the limitations
19 under par. (j) and ss. 20.923 (4g) and 230.12 (3) (e), the duties and the term of office
20 for each. The board shall fix the salaries, subject to the limitations under par. (j) and
21 ss. 20.923 (4g) and 230.12 (3) (e), and the duties for each chancellor, vice president,
22 associate vice president, and assistant vice president of the system. No sectarian or
23 partisan tests or any tests based upon race, religion, national origin, or sex shall ever
24 be allowed or exercised in the appointment of the employees of the system.

25 **SECTION 695g.** 36.11 (37) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 695g**

1 36.11 **(37)** EXTENSION LOCAL PLANNING PROGRAM. The board shall offer a local
2 planning program through the extension to educate local policymakers about local
3 planning ~~and the grant program under s. 16.965.~~

4 **SECTION 695p.** 36.11 (44) of the statutes is repealed.

5 **SECTION 695q.** 36.11 (49) of the statutes is created to read:

6 36.11 **(49)** TELECOMMUNICATIONS SERVICES. The board may use
7 telecommunications services, including data and voice over Internet services,
8 procured by the board only for the purpose of carrying out its mission. The board
9 shall not offer, resell, or provide telecommunications services, including data and
10 voice over Internet services, that are available from a private telecommunications
11 carrier to the general public or to any other public or private entity except pursuant
12 to a consortium agreement that is in effect on June 1, 2005, to provide services to
13 member organizations.

14 **SECTION 695r.** 36.11 (50) of the statutes is created to read:

15 36.11 **(50)** RESERVE OFFICER TRAINING CORPS. The board may not allocate general
16 purpose revenue for the operation of an institution or college campus that prohibits
17 the reserve officer training corps from operating on its campus.

18 **SECTION 695t.** 36.11 (51) of the statutes is created to read:

19 36.11 **(51)** AUTOMOBILE ALLOWANCE. The board may not use general purpose
20 revenue, tuition, or academic fees for the president's or the chancellors' automobile
21 allowance.

22 **SECTION 695v.** 36.11 (52) of the statutes is created to read:

23 36.11 **(52)** MIDWESTERN HIGHER EDUCATION COMPACT DUES. The board shall
24 make full annual payments of membership dues to the Midwestern Higher
25 Education Compact.

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 696.** 36.25 (12m) (intro.) of the statutes is repealed and recreated to
2 read:

3 **36.25 (12m)** STATE CARTOGRAPHER. (intro.) The state cartographer shall:

4 **SECTION 697.** 36.25 (14) of the statutes is amended to read:

5 **36.25 (14)** GRADUATE STUDENT FINANCIAL AID. The board shall establish a grant
6 program for minority and disadvantaged graduate students enrolled in the system.
7 The grants shall be awarded from the ~~appropriations~~ appropriation under s. 20.285
8 (4) (b) and ~~(gm)~~. The board shall give preference in awarding grants under this
9 subsection to residents of this state. The board may not make a grant under this
10 subsection to a person whose name appears on the statewide support lien docket
11 under s. 49.854 (2) (b), unless the person provides to the board a payment agreement
12 that has been approved by the county child support agency under s. 59.53 (5) and that
13 is consistent with rules promulgated under s. 49.858 (2) (a).

14 **SECTION 697m.** 36.25 (25) (c) of the statutes is repealed.

15 **SECTION 697r.** 36.27 (1) (am) 4. of the statutes is amended to read:

16 **36.27 (1) (am) 4.** State-imposed costs not covered by general purpose revenue,
17 as determined by the board. ~~Beginning on December 15, 2000, and annually~~
18 ~~thereafter, the board shall report costs under this subdivision to the secretary of~~
19 ~~administration.~~

20 **SECTION 697rm.** 36.27 (1) (cm) of the statutes is created to read:

21 **36.27 (1) (cm)** The board shall charge a student the full cost per credit for any
22 credit taken that exceeds 125 percent of the graduation credit requirements
23 accumulated in course work toward a first baccalaureate degree.

24 **SECTION 697s.** 36.27 (1) (d) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 697s**

1 36.27 (1) (d) The board shall impose a 100 percent per credit tuition or academic
2 fee surcharge for each course retaken because a student failed it on his or her first
3 attempt.

4 **SECTION 698m.** 36.27 (2) (b) 4. of the statutes, as affected by 2005 Wisconsin
5 Act (Assembly Bill 210), is amended to read:

6 36.27 (2) (b) 4. A person who was a resident of this state at the time of entry
7 into active duty, who is a resident of and living in this state at the time of registering
8 at an institution, and who is a veteran, as defined in s. 45.01 (12), ~~and who is a~~
9 ~~resident for purposes of receiving benefits under ch. 45,~~ is entitled to the exemption
10 under par. (a).

11 **SECTION 700.** 36.27 (3) (a) of the statutes is amended to read:

12 36.27 (3) (a) To a number of needy and worthy nonresident students upon the
13 basis of merit, to be shown by suitable tests, examinations or scholastic records and
14 continued high standards of scholastic attainment. ~~The aggregate amount of these~~
15 ~~nonresident remissions of tuition shall not exceed an amount equal to full remissions~~
16 ~~for 8% of the number of nonresident students registered at that institution in the~~
17 ~~preceding year, excluding those students participating in interstate agreements~~
18 ~~under s. 39.42.~~

19 **SECTION 701.** 36.27 (3) (b) of the statutes is amended to read:

20 36.27 (3) (b) To additional individual students who, in the judgment of the
21 board, are deserving of relief from the assessment of nonresident tuition because of
22 extraordinary circumstances. ~~The aggregate amount of these nonresident~~
23 ~~remissions of tuition shall not exceed an amount equal to full remissions for 2% of~~
24 ~~the number of nonresident students registered in the preceding year, excluding those~~
25 ~~students participating in interstate agreements under s. 39.42.~~

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 702.** 36.27 (3) (c) of the statutes is amended to read:

2 36.27 **(3)** (c) The board may remit nonresident tuition, in whole or in part, but
3 no other fees, except in special circumstances as approved by the chancellor, to
4 worthy and needy foreign students and to students who are United States citizens
5 but whose residence is not in the United States. ~~The number of such remissions~~
6 ~~which may be awarded in any academic year at an institution shall not exceed 2%~~
7 ~~of the total full-time enrollment of students at that institution for the preceding~~
8 ~~academic year.~~

9 **SECTION 702m.** 36.27 (3n) of the statutes is created to read:

10 **36.27 (3n)** FEE REMISSION FOR SPOUSE, SURVIVING SPOUSE, AND CHILDREN OF
11 CERTAIN VETERANS. (a) In this subsection, “eligible veteran” means a person verified
12 by the department of veterans affairs to be either of the following:

13 1. A person who has served on active duty under honorable conditions in the
14 U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the
15 national guard, or in a reserve component of the U.S. armed forces; who was a
16 resident of this state at the time of entry into that service; and who, while a resident
17 of this state, either died on active duty, or died in the line of duty while on active or
18 inactive duty for training purposes.

19 2. A person who was a resident of this state at the time of entry into service
20 described in subd. 1. and who, while a resident of this state, incurred at least a 30
21 percent service-connected disability rating under 38 USC 1114 or 1134.

22 (b) Except as provided in subds. 1. to 3., the board shall grant full remission of
23 academic fees and segregated fees for 128 credits or 8 semesters, whichever is longer,
24 to any resident student who is also any of the following:

ENGROSSED ASSEMBLY BILL 100**SECTION 702m**

1 1. A spouse of an eligible veteran. The remission under this subdivision applies
2 only during the first 10 years after the eligible veteran received the
3 service-connected disability rating.

4 2. An unremarried surviving spouse of an eligible veteran. The remission
5 under this subdivision applies only during the first 10 years after the veteran died.

6 3. A child of an eligible veteran, if the child is at least 18 but not yet 26 years
7 of age and is a full-time student at an institution.

8 **SECTION 702n.** 36.27 (3p) of the statutes is created to read:

9 **36.27 (3p) FEE REMISSION FOR VETERANS.** (a) In this subsection, “veteran” means
10 a person who is verified by the department of veterans affairs as being a resident of
11 this state for purposes of receiving benefits under ch. 45, as being a resident at the
12 time of his or her entry into the U.S. armed forces or forces incorporated in the U.S.
13 armed forces, and as meeting any of the following conditions:

14 1. The person has served on active duty for at least one qualifying term of
15 service under subds. 2. to 4. under honorable conditions in the U.S. armed forces or
16 in forces incorporated as part of the U.S. armed forces during a war period or in a
17 crisis zone.

18 2. The person has served on active duty in the U.S. armed forces or in forces
19 incorporated in the U.S. armed forces under honorable conditions, for 2 continuous
20 years or more or for the full period of his or her initial service obligation, whichever
21 is less.

22 3. The person has served on active duty for 90 days or more under honorable
23 conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces
24 during a war period or for any period of service under section 1 of executive order
25 10957 dated August 10, 1961.

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1 4. The term of service in the U.S. armed forces or in forces incorporated as part
2 of the U.S. armed forces under honorable conditions entitled the person to receive the
3 Armed Forces Expeditionary Medal, established by executive order 10977 on
4 December 4, 1961, the Vietnam Service Medal established by executive order 11231
5 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary
6 Medal, or an equivalent expeditionary or service medal.

7 5. The person was honorably discharged from the U.S. armed forces or from
8 forces incorporated in the U.S. armed forces for a service-connected disability, for a
9 disability subsequently adjudicated to have been service connected, or for reasons of
10 hardship.

11 6. The person was released under honorable conditions from the U.S. armed
12 forces or from forces incorporated in the U.S. armed forces due to a reduction in the
13 U.S. armed forces.

14 (b) The board shall grant a remission equal to 100 percent of nonresident
15 tuition and 50 percent of the academic fees and segregated fees charged for 128
16 credits or 8 semesters, whichever is longer, less the amount of any academic fees or
17 segregated fees paid under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A), to any student
18 who is a veteran.

19 **SECTION 704.** 36.34 (1) (b) of the statutes is amended to read:

20 36.34 (1) (b) The board shall establish a grant program for minority
21 undergraduates enrolled in the system. The board shall designate all grants under
22 this subsection as Lawton grants. Grants shall be awarded from the ~~appropriations~~
23 appropriation under s. 20.285 (4) (dd) and (g). The board may not make a grant under
24 this subsection to a person whose name appears on the statewide support lien docket
25 under s. 49.854 (2) (b), unless the person provides to the board a payment agreement

ENGROSSED ASSEMBLY BILL 100**SECTION 704**

1 that has been approved by the county child support agency under s. 59.53 (5) and that
2 is consistent with rules promulgated under s. 49.858 (2) (a).

3 **SECTION 704g.** 36.34 (1) (c) 1. a. and b. of the statutes are amended to read:

4 36.34 (1) (c) 1. a. For purposes of ~~determining the appropriation~~ calculating the
5 amount to be appropriated under s. 20.285 (4) (dd) for fiscal year ~~2005–06~~ 2007–08,
6 “base amount” means the amount shown in the schedule under s. 20.005 for that
7 appropriation for fiscal year ~~2004–05~~ 2006–07.

8 b. For purposes of ~~determining the appropriation~~ calculating the amount to be
9 appropriated under s. 20.285 (4) (dd) for each fiscal year after fiscal year ~~2005–06~~
10 2007–08, “base amount” means the appropriation determined under subd. 2. for the
11 previous fiscal year.

12 **SECTION 704m.** 36.34 (1) (c) 2. (intro.) and a. of the statutes are amended to
13 read:

14 36.34 (1) (c) 2. (intro.) Beginning in ~~2005, annually~~ 2007, biennially, by
15 February 1, the board shall ~~determine the appropriation~~ calculate the amounts to be
16 appropriated under s. 20.285 (4) (dd) for the next ~~fiscal year~~ biennium as follows:

17 a. The board shall determine the percentage by which the undergraduate
18 academic fees that will be charged for the current next academic year at each
19 institution within the University of Wisconsin System ~~has increased or decreased,~~
20 as estimated by the board, will increase or decrease from the undergraduate
21 academic fees charged for the ~~previous~~ current academic year.

22 **SECTION 704p.** 36.34 (1) (c) 2. b. of the statutes is amended to read:

23 36.34 (1) (c) 2. b. The appropriation for the ~~next~~ first fiscal year of the next
24 biennium shall be the result obtained by increasing, to the nearest \$100, the base
25 amount by the ~~highest~~ average of the percentage increase increases determined

ENGROSSED ASSEMBLY BILL 100**SECTION 704p**

1 under subd. 2a., except that, if the undergraduate academic fees for the current next
2 academic year ~~decreased or did~~ are estimated to decrease or not change from the
3 undergraduate academic fees charged for the previous current academic year at each
4 institution specified in subd. 2a., the appropriation shall be the base amount.

5 **SECTION 704r.** 36.34 (1) (c) 2am. of the statutes is created to read:

6 36.34 (1) (c) 2am. The board shall determine the percentage by which the
7 undergraduate academic fees that will be charged for the academic year after the
8 next academic year at each institution within the University of Wisconsin System,
9 as estimated by the board, will increase or decrease from the estimated
10 undergraduate fees that will be charged for the next academic year.

11 **SECTION 704s.** 36.34 (1) (c) 2bm. of the statutes is created to read:

12 36.34 (1) (c) 2bm. The appropriation for the 2nd fiscal year of the next biennium
13 shall be the result obtained by increasing, to the nearest \$100, the base amount by
14 the average of the percentage increases determined under subd. 2am., except that,
15 if the undergraduate academic fees for the academic year after the next academic
16 year are estimated to decrease or not change from the estimated undergraduate
17 academic fees charged for the next academic year at each institution specified under
18 subd. 2am., the appropriation shall be the base amount.

19 **SECTION 704t.** 36.46 (title) of the statutes is amended to read:

20 **36.46 (title) Auxiliary reserves transfer report.**

21 **SECTION 704w.** 36.46 (1) of the statutes is repealed.

22 **SECTION 704x.** 36.46 (2) of the statutes is renumbered 36.46.

23 **SECTION 705.** 36.54 (2) (b) of the statutes is amended to read:

24 36.54 (2) (b) From the appropriations under s. 20.285 (1) ~~(ee)~~, (j), (r) and (rc),
25 the environmental education board shall award grants to corporations and public

ENGROSSED ASSEMBLY BILL 100**SECTION 705**

1 agencies for the development, dissemination and presentation of environmental
2 education programs. Programs shall be funded on an 18-month basis. The
3 environmental education board may not award a grant unless the grant recipient
4 matches at least 25% of the amount of the grant. Private funds and in-kind
5 contributions may be applied to meet the matching requirement. Grants under this
6 paragraph may not be used to replace funding available from other sources.

7 **SECTION 706.** 36.54 (2) (c) of the statutes is amended to read:

8 36.54 (2) (c) The environmental education board shall promulgate rules
9 establishing the criteria and procedures for the awarding of grants for programs and
10 projects under par. (b). The environmental education board shall use the priorities
11 established under sub. (1) for awarding grants if the amount in the appropriations
12 under s. 20.285 (1) ~~(ee)~~, (j), (r) and (rc) in any fiscal year is insufficient to fund all
13 applications under this subsection.

14 **SECTION 707.** 38.04 (23) (intro.) of the statutes is amended to read:

15 38.04 (23) WORKPLACE LITERACY RESOURCE CENTER. (intro.) ~~From the~~
16 ~~appropriation under s. 20.292 (1) (bm), the~~ The board shall operate a workplace
17 literacy resource center. The workplace literacy resource center shall do all of the
18 following:

19 **SECTION 707g.** 38.04 (29) of the statutes is created to read:

20 38.04 (29) MASTER LOGGER APPRENTICESHIP GRANTS. The board shall use the
21 moneys appropriated under s. 20.292 (1) (km) to award grants to businesses that
22 provide technical college students with forest product internships for the purpose of
23 placing eligible apprentices with loggers who are certified by the Wisconsin
24 Professional Loggers Association as master loggers.

25 **SECTION 707m.** 38.17 of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 707m**

1 **38.17 Levy limit. (1) DEFINITION.** In this section, “debt service” includes debt
2 service on debt issued or reissued to fund or refund outstanding municipal
3 obligations, interest on outstanding municipal obligations, and related issuance
4 costs and redemption premiums.

5 **(2) LIMIT.** Except as provided in subs. (3) and (4), no district board may increase
6 its levy for any fiscal year to an amount that exceeds its levy for the previous fiscal
7 year multiplied by 1.026.

8 **(3) ADJUSTMENTS. (a) 1.** If a district board transfers to another governmental
9 unit responsibility for providing any service that it provided in the preceding fiscal
10 year, the limit otherwise applicable under sub. (2) in the current fiscal year is
11 decreased by the cost that it would have incurred to provide that service, as
12 determined by the department of revenue.

13 2. If a district board increases the services that it provides by adding
14 responsibility for providing a service transferred to it from another governmental
15 unit that provided the service in the previous fiscal year, the limit otherwise
16 applicable under sub. (2) in the current fiscal year is increased by the cost of that
17 service, as determined by the department of revenue.

18 **(b) 1.** If the amount of debt service for a district board in the preceding fiscal
19 year is less than the amount of debt service needed in the current fiscal year, as a
20 result of the district board adopting a resolution before July 1, 2005, authorizing the
21 issuance of debt, the limit otherwise applicable under sub. (2) for the current fiscal
22 year is increased by the difference between the 2 amounts, as determined by the
23 department of revenue.

24 2. The limit otherwise applicable under this section does not apply to amounts
25 levied by a district board for the payment of any general obligation debt service,

ENGROSSED ASSEMBLY BILL 100**SECTION 707m**

1 including debt service on debt issued or reissued to fund or refund outstanding
2 municipal obligations, interest on outstanding municipal obligations, or the
3 payment of related issuance costs or redemption premiums, authorized on or after
4 July 1, 2005, by a referendum and secured by the full faith and credit of the district.

5 **(4) REFERENDUM.** (a) 1. A district board may exceed the levy limit under sub.
6 (2) if it adopts a resolution to that effect and the resolution is approved in a
7 referendum. The resolution shall specify the proposed amount of increase in the levy
8 beyond the amount that is allowed under sub. (2), and shall also specify whether the
9 proposed amount of increase is for the next fiscal year only or if it will apply on an
10 ongoing basis.

11 2. Except as provided in subd. 3., the district board may call a special
12 referendum for the purpose of submitting the resolution to the electors of the district
13 for approval or rejection.

14 3. A referendum to exceed the limit under sub. (2) for the levy for the 2006–07
15 fiscal year shall be held at the spring primary or election or September primary or
16 general election in 2006.

17 (b) The district board shall publish type A, B, C, D, and E notices of the
18 referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to
19 comply with the notice requirements of this paragraph.

20 (c) The referendum shall be held in accordance with chs. 5 to 12. The district
21 board shall provide the election officials with all necessary election supplies. The
22 form of the ballot shall correspond substantially with the standard form for
23 referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1)

24 (a). The question shall be submitted as follows: “Under state law, the percentage
25 increase in the levy of the (name of district) for the next fiscal year, (year), is

ENGROSSED ASSEMBLY BILL 100**SECTION 707m**

1 limited to%, resulting in a levy of \$..... Shall the (name of district) be allowed
2 to exceed this limit such that the percentage increase for the next fiscal year,
3 (year), will be%, resulting in a levy of \$.....?”.

4 (d) Within 14 days after the referendum, the district board shall certify the
5 results of the referendum to the department of revenue. The limit otherwise
6 applicable to the district under sub. (2) is increased for the next fiscal year by the
7 amount approved by a majority of those voting on the question. If the resolution
8 specifies that the increase is for one year only, the amount of the increase shall be
9 subtracted from the base used to calculate the limit for the 2nd succeeding fiscal year.

10 **(4m) PENALTY.** The department of revenue shall notify the board of any amount
11 levied by a district board that exceeds the district’s limit under this section. The
12 board shall reduce the district’s state aid under s. 38.28 in the same fiscal year in
13 which the excess levy occurred by an amount equal to the amount of the excess levy.
14 The amount of the reduction shall lapse to the general fund.

15 **(5) SUNSET.** This section does not apply beginning 3 years after the effective
16 date of this subsection [revisor inserts date].

17 **SECTION 708d.** 38.22 (6) (f) of the statutes is created to read:

18 38.22 **(6)** (f) Any person verified by the department of veterans affairs as being
19 a resident of this state under s. 38.24 (8) (a).

20 **SECTION 709.** 38.24 (1s) (b) of the statutes is amended to read:

21 38.24 **(1s)** (b) A ~~short-term~~, professional development, vocational–adult
22 seminar or workshop, consisting of no more than 24 hours of instruction, offered to
23 individuals who are employed in a related field. ~~The additional fee may not exceed~~
24 ~~an amount equal to the full cost of the seminar or workshop less the fee under sub.~~
25 ~~(1m)~~. Annually the district board shall report to the board the courses for which an

ENGROSSED ASSEMBLY BILL 100**SECTION 709**

1 additional fee was charged under this paragraph and the amount of the additional
2 fee.

3 **SECTION 709m.** 38.24 (7) of the statutes is created to read:

4 **38.24 (7) FEE REMISSION FOR SPOUSE, SURVIVING SPOUSE, AND CHILDREN OF CERTAIN**
5 **VETERANS.** (a) In this subsection, “eligible veteran” means a person verified by the
6 department of veterans affairs to be either of the following:

7 1. A person who has served on active duty under honorable conditions in the
8 U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the
9 national guard, or in a reserve component of the U.S. armed forces; who was a
10 resident of this state at the time of entry into that service; and who, while a resident
11 of this state, either died on active duty, or died in the line of duty while on active or
12 inactive duty for training purposes.

13 2. A person who was a resident of this state at the time of entry into service
14 described in subd. 1. and who, while a resident of this state, incurred at least a 30
15 percent service–connected disability rating under 38 USC 1114 or 1134.

16 (b) Except as provided in subds. 1. to 3., the district board shall grant full
17 remission of fees under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever
18 is longer, to any resident student who is also any of the following:

19 1. A spouse of an eligible veteran. The remission under this subdivision applies
20 only during the first 10 years after the eligible veteran received the
21 service–connected disability rating.

22 2. An unremarried surviving spouse of an eligible veteran. The remission
23 under this subdivision applies only during the first 10 years after the veteran died.

24 3. A child of an eligible veteran, if the child is at least 18 but not yet 26 years
25 of age and is a full–time student at a technical college.

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1 **SECTION 709n.** 38.24 (8) of the statutes is created to read:

2 **38.24 (8) FEE REMISSION FOR VETERANS.** (a) In this subsection, “veteran” means
3 a person who is verified by the department of veterans affairs as being a resident of
4 this state for purposes of receiving benefits under ch. 45, as being a resident at the
5 time of his or her entry into the U.S. armed forces or forces incorporated in the U.S.
6 armed forces, and as meeting any of the following conditions:

7 1. The person has served on active duty for at least one qualifying term of
8 service under subds. 2. to 4. under honorable conditions in the U.S. armed forces or
9 in forces incorporated as part of the U.S. armed forces during a war period or in a
10 crisis zone.

11 2. The person has served on active duty in the U.S. armed forces or in forces
12 incorporated in the U.S. armed forces under honorable conditions, for 2 continuous
13 years or more or for the full period of his or her initial service obligation, whichever
14 is less.

15 3. The person has served on active duty for 90 days or more under honorable
16 conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces
17 during a war period or for any period of service under section 1 of executive order
18 10957 dated August 10, 1961.

19 4. The term of service in the U.S. armed forces or in forces incorporated as part
20 of the U.S. armed forces under honorable conditions entitled the person to receive the
21 Armed Forces Expeditionary Medal, established by executive order 10977 on
22 December 4, 1961, the Vietnam Service Medal established by executive order 11231
23 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary
24 Medal, or an equivalent expeditionary or service medal.

ENGROSSED ASSEMBLY BILL 100**SECTION 709n**

1 5. The person was honorably discharged from the U.S. armed forces or from
2 forces incorporated in the U.S. armed forces for a service-connected disability, for a
3 disability subsequently adjudicated to have been service connected, or for reasons of
4 hardship.

5 6. The person was released under honorable conditions from the U.S. armed
6 forces or from forces incorporated in the U.S. armed forces due to a reduction in the
7 U.S. armed forces.

8 (b) The district board shall grant remission equal to 50 percent of the fees
9 charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer,
10 less the amount of any fees paid under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A),
11 to any student who is a veteran.

12 **SECTION 710.** 38.28 (1m) (a) 1. of the statutes is amended to read:

13 **38.28 (1m)** (a) 1. “District aidable cost” means the annual cost of operating a
14 technical college district, including debt service charges for district bonds and
15 promissory notes for building programs or capital equipment, but excluding all
16 expenditures relating to auxiliary enterprises and community service programs, all
17 expenditures funded by or reimbursed with federal revenues, all receipts under sub.
18 (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), and 118.55 (7r), and 146.55 (5),
19 all receipts from grants awarded under ss. 38.04 (8), (20), (28), and (31), 38.14 (11),
20 38.26, 38.27, 38.33, and 38.38, all fees collected under s. 38.24, and driver education
21 and chauffeur training aids.

22 **SECTION 713m.** 38.35 of the statutes is repealed.

23 **SECTION 714d.** 38.40 (title) of the statutes is amended to read:

24 **38.40** (title) **School-to-work, Technical preparation, school-to-work,**
25 **and work-based learning programs.**

ENGROSSED ASSEMBLY BILL 100**SECTION 715d**

1 **SECTION 715d.** 38.40 (1) of the statutes is amended to read:

2 **38.40 (1)** EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board shall
3 plan, coordinate, administer, and implement the technical preparation,
4 school-to-work, and work-based learning programs under sub. (1m) and such other
5 employment and education programs as the governor may by executive order assign
6 to the board. Notwithstanding any limitations placed on the use of state employment
7 and education funds under this section or under an executive order assigning an
8 employment and education program to the board, the board may issue a general or
9 special order waiving any of those limitations on finding that the waiver will promote
10 the coordination of employment and education services.

11 **SECTION 716d.** 38.40 (1m) (title) of the statutes is amended to read:

12 **38.40 (1m)** (title) ~~SCHOOL-TO-WORK~~ TECHNICAL PREPARATION, SCHOOL-TO-WORK,
13 AND WORK-BASED LEARNING PROGRAMS.

14 **SECTION 716m.** 38.40 (1m) (a) of the statutes is created to read:

15 **38.40 (1m)** (a) A technical preparation program that includes the technical
16 preparation programs under s. 118.34.

17 **SECTION 719d.** 38.40 (2) of the statutes is amended to read:

18 **38.40 (2)** INTERAGENCY ASSISTANCE. The council on workforce investment
19 established under 29 USC 2821 and the department of public instruction shall assist
20 the board in providing the technical preparation, school-to-work, and work-based
21 learning programs under sub. (1m).

22 **SECTION 724m.** 38.41 of the statutes is created to read:

23 **38.41 Jobs advantage training program. (1)** Subject to sub. (2), the board
24 may award a grant to a business if all of the following apply:

ENGROSSED ASSEMBLY BILL 100**SECTION 724m**

1 (a) The business is located in this state and satisfies any of the following
2 criteria:

3 1. The business has not more than 50 full-time employees.

4 2. The business had not more than \$5,000,000 in gross annual income in the
5 year preceding the year in which the business receives the grant.

6 (b) The business has been in compliance with s. 77.58 for at least 6 months
7 before applying for the grant.

8 (c) The business agrees in writing to use the grant only to provide skills training
9 or other education related to the needs of the business to current or prospective
10 employees of the business.

11 (d) The business agrees in writing to comply with sub. (2) (c).

12 (e) The business submits a plan to the board detailing the proposed use of the
13 grant, and the board approves the plan.

14 (f) The business enters into a written agreement with the board that specifies
15 the conditions for the use of the grant, including reporting and auditing
16 requirements.

17 (g) The business agrees in writing to submit to the board the report required
18 under sub. (3) by the time required under sub. (3).

19 (h) The business provides matching funds at least equal to the amount of the
20 grant. The board may waive the requirement under this paragraph if the board
21 determines that the business is subject to extreme financial hardship.

22 **(2)** (a) The board may not award a business more than \$20,000 in grants under
23 this section.

24 (b) Annually, each district board shall submit to the board a list of the types of
25 businesses that the district board believes, based upon regional need, should be

ENGROSSED ASSEMBLY BILL 100**SECTION 724m**

1 given preference in the granting of awards. The board shall give preference to those
2 types of businesses designated by the district boards in awarding grants under this
3 section.

4 (c) A grant under this section may not be used for any of the following:

5 1. To pay more than 80 percent of the cost of any skills training or other
6 education related to the needs of the recipient business that is provided to the owner
7 of the business, the owner's spouse, or a child of the owner.

8 2. To pay wages or compensate for lost revenue, if any, in connection with
9 providing the training or other education, or otherwise.

10 (3) A business that receives a grant under this section shall submit to the
11 board, within 6 months after spending the full amount of the grant proceeds, a report
12 detailing how the grant proceeds were used.

13 (4) The board shall promulgate rules to implement and administer this section.

14 **SECTION 725g.** 38.50 (11) of the statutes is created to read:

15 **38.50 (11) CLOSED SCHOOLS; PRESERVATION OF RECORDS.** (a) In this subsection:

16 1. "Association" means the Wisconsin Association of Independent Colleges and
17 Universities or a successor organization.

18 2. Notwithstanding sub. (1) (e), "school" has the meaning given in sub. (1) (e)
19 (intro.) and also includes a school described in sub. (1) (e) 1., 6., 7., or 8.

20 3. "Student record" means, in the case of a school, as defined in sub. (1) (e)
21 (intro.), a transcript for a student or former student of a school showing the name of
22 the student, the title of the program in which the student was or is enrolled, the total
23 number of credits or hours of instruction completed by the student, the dates of
24 enrollment, the grade for each course, lesson, or unit of instruction completed by the
25 student, the student's cumulative grade for the program, and an explanation of the

ENGROSSED ASSEMBLY BILL 100**SECTION 725g**

1 school's credit and grading system. In the case of a school described in sub. (1) (e) 1.,
2 6., 7., or 8., "student record" means a transcript for a student or former student of the
3 school showing such information about the academic work completed by the student
4 or former student as is customarily maintained by the school.

5 (b) 1. If a school operating in this state discontinues its operations, proposes to
6 discontinue its operations, or is in imminent danger of discontinuing its operations
7 as determined by the board, if the student records of the school are not taken into
8 possession under subd. 2., and if the board determines that the student records of the
9 school are in danger of being destroyed, secreted, mislaid, or otherwise made
10 unavailable to the persons who are the subjects of those student records or the
11 authorized representatives of those persons, the board may take possession of those
12 student records.

13 2. If a school operating in this state that is a member of the association
14 discontinues its operations, proposes to discontinue its operations, or is in imminent
15 danger of discontinuing its operations as determined by the association and if the
16 association determines that the student records of the school are in danger of being
17 destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are
18 the subjects of those student records or the authorized representatives of those
19 persons, the association shall take possession of those student records.

20 (c) If necessary to protect student records from being destroyed, secreted,
21 mislaid, or otherwise made unavailable to the persons who are the subjects of those
22 student records or the authorized representatives of those persons, the board or
23 association may seek a court order authorizing the board or association to take
24 possession of those student records.

ENGROSSED ASSEMBLY BILL 100**SECTION 725g**

1 (d) The board or association shall preserve a student record that comes into the
2 possession of the board or association under par. (b) 1. or 2. and shall keep the student
3 record confidential as provided under 20 USC 1232g and 34 CFR part 99. A student
4 record in the possession of the board is not open to public inspection or copying under
5 s. 19.35 (1). Upon request of the person who is the subject of a student record or an
6 authorized representative of that person, the board or association shall provide a
7 copy of the student record to the requester. The board or association may charge a
8 fee for providing a copy of a student record. The fee shall be based on the
9 administrative cost of taking possession of, preserving, and providing the copy of the
10 student record. All fees collected by the board under this paragraph shall be credited
11 to the appropriation account under s. 20.292 (2) (i).

12 **SECTION 725m.** 39.374 (2) of the statutes is amended to read:

13 39.374 (2) ~~There is created a separate nonlapsible trust fund designated the~~
14 ~~Wisconsin health education loan repayment fund consisting of all~~ All revenues
15 received in repayment of loans funded under this section or loans financed from
16 moneys made available under chapter 20, laws of 1981, section 2022 (1). ~~The board~~
17 ~~may pledge revenues received or to be received by the fund to secure revenue~~
18 ~~obligations issued under this section, and shall have all other powers necessary and~~
19 ~~convenient to distribute the proceeds of the revenue obligations and loan repayments~~
20 ~~in accordance with subch. II of ch. 18, shall be deposited in the general fund.~~

21 **SECTION 727.** 39.435 (7) (a) 1. of the statutes is amended to read:

22 39.435 (7) (a) 1. For purposes of ~~determining the appropriation~~ calculating the
23 amount to be appropriated under s. 20.235 (1) (fe) for fiscal year ~~2005–06~~ 2007–08,
24 “base amount” means the amount shown in the schedule under s. 20.005 for that
25 appropriation for fiscal year ~~2004–05~~ 2006–07.

ENGROSSED ASSEMBLY BILL 100**SECTION 728d**

1 **SECTION 728d.** 39.435 (7) (a) 2. of the statutes is amended to read:

2 39.435 (7) (a) 2. For purposes of ~~determining the appropriation~~ calculating the
3 amount to be appropriated under s. 20.235 (1) (fe) for each fiscal year after fiscal year
4 ~~2005–06~~ 2007–08, “base amount” means the ~~maximum~~ appropriation amount
5 determined calculated under par. (b) for the previous fiscal year.

6 **SECTION 729d.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

7 39.435 (7) (b) (intro.) ~~Annually~~ Biennially, beginning on February 1, ~~2005~~ 2007,
8 the board shall ~~determine the appropriation~~ calculate the amounts to be
9 appropriated under s. 20.235 (1) (fe) for the next fiscal year biennium as follows:

10 **SECTION 729f.** 39.435 (7) (b) 1. of the statutes is amended to read:

11 39.435 (7) (b) 1. The board shall determine the percentage by which the
12 undergraduate academic fees that will be charged for the ~~current~~ next academic year
13 at each institution within the University of Wisconsin System ~~has increased or~~
14 decreased, as estimated by the board, will increase or decrease from the
15 undergraduate academic fees charged for the ~~previous~~ current academic year.

16 **SECTION 729h.** 39.435 (7) (b) 1m. of the statutes is created to read:

17 39.435 (7) (b) 1m. The board shall determine the percentage by which the
18 undergraduate academic fees that will be charged for the academic year after the
19 next academic year at each institution within the University of Wisconsin System,
20 as estimated by the board, will increase or decrease from the estimated
21 undergraduate academic fees that will be charged for the next academic year.

22 **SECTION 729j.** 39.435 (7) (b) 2. of the statutes is amended to read:

23 39.435 (7) (b) 2. The appropriation for the ~~next~~ first fiscal year of the next
24 biennium shall be the result obtained by increasing, to the nearest \$100, the base
25 amount by the ~~highest~~ average of the percentage ~~increase~~ increases determined

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1 under subd. 1., except that, if the undergraduate academic fees for the ~~current~~ next
2 academic year ~~decreased or did~~ are estimated to decrease or not change from the
3 undergraduate academic fees charged for the ~~previous~~ current academic year at each
4 institution specified in subd. 1., the appropriation shall be the base amount.

5 **SECTION 729k.** 39.435 (7) (b) 2m. of the statutes is created to read:

6 39.435 (7) (b) 2m. The appropriation for the 2nd fiscal year of the next biennium
7 shall be the result obtained by increasing, to the nearest \$100, the base amount by
8 the average of the percentage increases determined under subd. 1m., except that, if
9 the undergraduate academic fees for the academic year after the next academic year
10 are estimated to decrease or not change from the estimated undergraduate academic
11 fees charged for the next academic year at each institution specified in subd. 1m., the
12 appropriation shall be the base amount.

13 **SECTION 730.** 39.435 (8) of the statutes is amended to read:

14 39.435 (8) The board shall award grants under this section to University of
15 Wisconsin System students from the ~~appropriations~~ appropriation under s. 20.235
16 (1) (fe) ~~and (ke)~~.

17 **SECTION 731.** 39.76 (1) of the statutes is amended to read:

18 39.76 (1) STATE REPRESENTATION ON THE EDUCATION COMMISSION OF THE STATES.
19 There is created a 7-member delegation to represent the state of Wisconsin on the
20 education commission of the states. The delegation shall consist of the governor, the
21 state superintendent of public instruction, one senator and one representative to the
22 assembly selected as are the members of standing committees in their respective
23 houses, and 3 members appointed by the governor in compliance with s. 39.75 (3) (a)
24 who shall serve at the pleasure of the governor. The chairperson of the delegation
25 shall be designated by the governor from among its members. Members of the

ENGROSSED ASSEMBLY BILL 100**SECTION 731**

1 delegation shall serve without compensation but shall be reimbursed for actual and
2 necessary expenses incurred in the performance of their duties from the
3 appropriation in s. 20.505 (4) ~~(ba)~~ (1) (ka). Annual commission membership dues
4 shall be paid from the appropriation in s. 20.505 (4) ~~(ba)~~ (1) (ka).

5 **SECTION 735b.** Subchapter V (title) of chapter 39 [precedes 39.90] of the
6 statutes, as created by 2005 Wisconsin Act (Assembly Bill 210), is repealed.

7 **SECTION 735c.** 39.90 (title) of the statutes, as created by 2005 Wisconsin Act
8 (Assembly Bill 210), is renumbered 38.50 (title).

9 **SECTION 735d.** 39.90 (1) (intro.) of the statutes, as created by 2005 Wisconsin
10 Act (Assembly Bill 210), is renumbered 38.50 (1) (intro.).

11 **SECTION 735e.** 39.90 (1) (a) of the statutes, as created by 2005 Wisconsin Act
12 (Assembly Bill 210), is renumbered 38.50 (1) (a) and amended to read:

13 38.50 (1) (a) “~~Board~~” Notwithstanding s. 38.01 (2), “board” means the
14 educational approval board.

15 **SECTION 735f.** 39.90 (1) (b) of the statutes, as created by 2005 Wisconsin Act
16 (Assembly Bill 210), is renumbered 38.50 (1) (b).

17 **SECTION 735g.** 39.90 (1) (c) of the statutes, as created by 2005 Wisconsin Act
18 (Assembly Bill 210), is renumbered 38.50 (1) (c).

19 **SECTION 735h.** 39.90 (1) (d) of the statutes, as created by 2005 Wisconsin Act
20 (Assembly Bill 210), is renumbered 38.50 (1) (d).

21 **SECTION 735i.** 39.90 (1) (e) of the statutes, as created by 2005 Wisconsin Act
22 (Assembly Bill 210), is renumbered 38.50 (1) (e).

23 **SECTION 735j.** 39.90 (1) (f) of the statutes, as created by 2005 Wisconsin Act
24 (Assembly Bill 210), is renumbered 38.50 (1) (f).

ENGROSSED ASSEMBLY BILL 100**SECTION 735k**

1 **SECTION 735k.** 39.90 (1) (g) of the statutes, as created by 2005 Wisconsin Act
2 (Assembly Bill 210), is renumbered 38.50 (1) (g).

3 **SECTION 735km.** 39.90 (2) of the statutes, as created by 2005 Wisconsin Act
4 (Assembly Bill 210), is renumbered 38.50 (2).

5 **SECTION 735m.** 39.90 (3) of the statutes, as created by 2005 Wisconsin Act
6 (Assembly Bill 210), is renumbered 38.50 (3).

7 **SECTION 735n.** 39.90 (4) of the statutes, as created by 2005 Wisconsin Act
8 (Assembly Bill 210), is renumbered 38.50 (5) and amended to read:

9 **38.50 (5) EMPLOYEES, QUARTERS.** The board shall employ a person to perform
10 the duties of an executive secretary and any other persons under the classified
11 service that may be necessary to carry out the board's responsibilities. The person
12 performing the duties of the executive secretary shall be in charge of the
13 administrative functions of the board. The board shall, to the maximum extent
14 practicable, keep its office with the ~~department of veterans affairs~~ technical college
15 system board.

16 **SECTION 735o.** 39.90 (5) of the statutes, as created by 2005 Wisconsin Act
17 (Assembly Bill 210), is renumbered 38.50 (7).

18 **SECTION 735p.** 39.90 (6) of the statutes, as created by 2005 Wisconsin Act
19 (Assembly Bill 210), is renumbered 38.50 (8), and 38.50 (8) (b) and (c) 5., as
20 renumbered, are amended to read:

21 **38.50 (8) (b) *Solicitor's permit.*** The application for a solicitor's permit shall be
22 made on a form furnished by the board and shall be accompanied by a fee and a surety
23 bond acceptable to the board in the sum of \$2,000. The board shall, by rule, specify
24 the amount of the fee for a solicitor's permit. The bond may be continuous and shall
25 be conditioned to provide indemnification to any student suffering loss as the result

ENGROSSED ASSEMBLY BILL 100**SECTION 735p**

1 of any fraud or misrepresentation used in procuring his or her enrollment or as a
2 result of the failure of the school to perform faithfully the agreement the solicitor
3 made with the student, and may be supplied by the solicitor or by the school itself
4 either as a blanket bond covering each of its solicitors in the amount of \$2,000 or the
5 surety bond under sub. ~~(5)~~ (7) (i). Upon approval of a permit, the board shall issue
6 an identification card to the solicitor giving his or her name and address, the name
7 and address of the employing school, and certifying that the person whose name
8 appears on the card is authorized to solicit students for the school. A permit shall
9 be valid for one year from the date issued. Liability under this paragraph of the
10 surety on the bond for each solicitor covered by the bond shall not exceed the sum of
11 \$2,000 as an aggregate for any and all students for all breaches of the conditions of
12 the bond. The surety of a bond may cancel the bond upon giving 30 days' notice in
13 writing to the board and shall be relieved of liability under this paragraph upon
14 giving the notice for any breach of condition occurring after the effective date of the
15 cancellation. An application for renewal shall be accompanied by a fee, a surety bond
16 acceptable to the board in the sum of \$2,000 if a continuous bond has not been
17 furnished, and such information as the board requests of the applicant. The board
18 shall, by rule, specify the amount of the fee for renewal of a solicitor's permit.

19 (c) 5. Failure of the school which the solicitor represents to meet requirements
20 and standards established by and to comply with rules promulgated by the board
21 under sub. ~~(5)~~ (7).

22 **SECTION 735q.** 39.90 (7) (title) of the statutes, as created by 2005 Wisconsin Act
23 (Assembly Bill 210), is renumbered 38.50 (10) (title).

24 **SECTION 735r.** 39.90 (7) (a) of the statutes, as created by 2005 Wisconsin Act
25 (Assembly Bill 210), is renumbered 38.50 (10) (a) and amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 735r**

1 **38.50 (10) (a) Authority.** All proprietary schools shall be examined and
2 approved by the board before operating in this state. Approval shall be granted to
3 schools meeting the criteria established by the board for a period not to exceed one
4 year. No school may advertise in this state unless approved by the board. All
5 approved schools shall submit quarterly reports, including information on
6 enrollment, number of teachers and their qualifications, course offerings, number of
7 graduates, number of graduates successfully employed, and such other information
8 as the board considers necessary. If a school closure results in losses to students,
9 parents, or sponsors, the board may authorize the full or partial payment of those
10 losses from the appropriation under s. ~~20.485 (5)~~ 20.292 (2) (gm).

11 **SECTION 735s.** 39.90 (7) (b) of the statutes, as created by 2005 Wisconsin Act
12 (Assembly Bill 210), is renumbered 38.50 (10) (b).

13 **SECTION 735t.** 39.90 (7) (c) of the statutes, as created by 2005 Wisconsin Act
14 (Assembly Bill 210), is renumbered 38.50 (10) (c).

15 **SECTION 735u.** 39.90 (7) (cm) of the statutes, as created by 2005 Wisconsin Act
16 (Assembly Bill 210), is renumbered 38.50 (10) (cm).

17 **SECTION 735v.** 39.90 (7) (d) of the statutes, as created by 2005 Wisconsin Act
18 (Assembly Bill 210), is renumbered 38.50 (10) (d).

19 **SECTION 735w.** 39.90 (7) (e) of the statutes, as created by 2005 Wisconsin Act
20 (Assembly Bill 210), is renumbered 38.50 (10) (e).

21 **SECTION 735x.** 39.90 (7) (f) of the statutes, as created by 2005 Wisconsin Act
22 (Assembly Bill 210), is renumbered 38.50 (10) (f).

23 **SECTION 737.** 40.03 (2) (b) of the statutes is amended to read:

24 **40.03 (2) (b)** Shall employ and select administrative, clerical or other
25 employees as required for the administration of this chapter and establish the

ENGROSSED ASSEMBLY BILL 100**SECTION 737**

1 internal organization of the department, ~~but the department shall always maintain~~
2 ~~an office in Milwaukee.~~

3 **SECTION 737e.** 40.05 (1) (b) of the statutes is renumbered 40.05 (1) (b) 1. and
4 amended to read:

5 40.05 (1) (b) 1. ~~In Subject to subd. 2., in lieu of employee payment, the employer~~
6 may pay all or part of the contributions required by par. (a), but all the payments
7 shall be available for benefit purposes to the same extent as required contributions
8 deducted from earnings of the participating employees. Action to assume employee
9 contributions as provided under this paragraph shall be taken at the time and in the
10 form determined by the governing body of the participating employer. The state shall
11 pay under this paragraph for employees who are covered by a collective bargaining
12 agreement under subch. V of ch. 111 ~~and for employees whose fringe benefits are~~
13 ~~determined under s. 230.12~~ an amount equal to 4% of the earnings paid by the state
14 unless otherwise provided in a collective bargaining agreement under subch. V of ch.
15 111 ~~or unless otherwise determined under s. 230.12.~~ The University of Wisconsin
16 Hospitals and Clinics Authority shall pay under this paragraph for employees who
17 are covered by a collective bargaining agreement under subch. I of ch. 111 and for
18 employees whose fringe benefits are determined under s. 233.10 an amount equal to
19 4% of the earnings paid by the authority unless otherwise provided in a collective
20 bargaining agreement under subch. I of ch. 111 or unless otherwise determined
21 under s. 233.10. ~~The state shall pay under this paragraph for employees who are not~~
22 ~~covered by a collective bargaining agreement under subch. V of ch. 111 and for~~
23 ~~employees whose fringe benefits are not determined under s. 230.12 an amount equal~~
24 ~~to 4% of the earnings paid by the state unless a different amount is recommended by~~
25 ~~the director of the office of state employment relations and approved by the joint~~

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1 ~~committee on employment relations in the manner provided for approval of changes~~
2 ~~in the compensation plan under s. 230.12 (3).~~ The University of Wisconsin Hospitals
3 and Clinics Authority shall pay under this paragraph for its employees who are not
4 covered by a collective bargaining agreement under subch. I of ch. 111 an amount
5 equal to 4% of the earnings paid by the authority unless a different amount is
6 established by the board of directors of the authority under s. 233.10.

7 **SECTION 737r.** 40.05 (1) (b) 2. of the statutes is created to read:

8 40.05 (1) (b) 2. The state may not pay for its employees who are not covered by
9 a collective bargaining agreement under subch. V of ch. 111 the first 1.5 percent of
10 earnings that the employees are required to pay as contributions under par. (a). For
11 state employees whose fringe benefits are determined under s. 230.12, the state shall
12 pay any remaining contributions under par. (a) in an amount determined under s.
13 230.12. For state employees whose fringe benefits are determined under a
14 compensation plan other than under s. 230.12, the state shall pay any remaining
15 contributions under par. (a) in an amount recommended by the director of the office
16 of state employment relations and approved by the joint committee on employment
17 relations in the manner provided for approval of changes in the compensation plan
18 under s. 230.12 (3).

19 **SECTION 738p.** 40.05 (4) (bp) 3. c. of the statutes is repealed.

20 **SECTION 740m.** 41.11 (6) of the statutes is created to read:

21 41.11 (6) CERTAIN EXPENDITURES REQUIRED. From the appropriation under s.
22 20.380 (1) (b), (kg), or (w), the department shall expend the following amounts for the
23 following purposes:

24 (a) In each fiscal year, not less than \$125,000 to conduct or contract for
25 marketing activities related to sporting activities and events.

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1 (b) In each fiscal year, at least \$25,000 for state sponsorship of, and advertising
2 during, media broadcasts of the Milwaukee symphony.

3 (c) In each biennium, at least \$50,000 for grants to America's Black Holocaust
4 Museum in the city of Milwaukee.

5 (d) In each biennium, at least \$200,000 for grants to the Milwaukee Public
6 Museum for Native American exhibits and activities.

7 **SECTION 741.** 41.17 (5) of the statutes is amended to read:

8 41.17 (5) FUNDING SOURCE. Subject to the 50% limitation under s. 20.380 (1) (b)
9 and the proportional expenditure requirements under s. 20.380 (1) (b) and (kg), the
10 department shall expend, from the appropriations under s. 20.380 (1) (b) ~~and~~ (kg),
11 and (v), at least \$1,130,000 in the aggregate in each fiscal year in joint effort
12 marketing funds under this section.

13 **SECTION 743.** 44.53 (1) (fm) of the statutes is created to read:

14 44.53 (1) (fm) Conduct a program identical to that described in par. (f), but only
15 for American Indian individuals and groups. The program shall be funded from the
16 appropriation under s. 20.215 (1) (km).

17 **SECTION 744.** 44.53 (2) (am) of the statutes is created to read:

18 44.53 (2) (am) Enter into contracts with American Indian individuals,
19 organizations and institutions and American Indian tribal governments for services
20 furthering the development of the arts and humanities.

21 **SECTION 745b.** 45.03 (5) (c) 1. a. of the statutes, as affected by 2005 Wisconsin
22 Act (Assembly Bill 210), is amended to read:

23 45.03 (5) (c) 1. a. Without limitation by reason of any other provisions of the
24 statutes except s. 16.848, unless otherwise required by law, the power to sell and to
25 convey title in fee simple to a nonprofit corporation any land and any existing

ENGROSSED ASSEMBLY BILL 100**SECTION 745b**

1 buildings owned by the state that are under the jurisdiction of the department for
2 the consideration and upon the terms and conditions as in the judgment of the board
3 are in the public interest.

4 **SECTION 745d.** 45.03 (13) (j) of the statutes is created to read:

5 45.03 (13) (j) Provide grants to eligible persons who administer a program to
6 identify, train, and place volunteers at the community level who will assist national
7 guard members, members of the U.S. armed forces or forces incorporated in the U.S.
8 armed forces, and their spouses and dependents, who return to this state after
9 serving on active duty. The department shall make available to the volunteers,
10 veterans, and their spouses and dependents, a packet of information about the
11 benefits that they may be eligible to receive from the state or federal government.
12 This paragraph does not apply after June 30, 2007.

13 **SECTION 745f.** 45.03 (13) (k) of the statutes is created to read:

14 45.03 (13) (k) Provide \$117,300 in 2005–06 and \$117,300 in 2006–07 to a
15 housing authority in a 1st class city in a county with a population of at least 500,000
16 to supplement the housing costs of chronically homeless veterans and their families
17 if the housing authority does all of the following:

18 1. Provides evidence that the money will be used to provide multi-family
19 housing for individuals and families that contain at least one veteran who has been
20 chronically homeless.

21 2. Uses at least 50 percent of the money for supplementing temporary privately
22 owned rental housing costs and the remainder for subsidizing public rental housing
23 costs.

24 3. In coordination with the department, submits reports to the legislature
25 under s. 13.172 (2) and to the governor by August 15, 2006, and August 15, 2007, that

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1 contain the following information related to the money received in the previous fiscal
2 year:

3 a. The number of veterans that received a housing supplement.

4 b. The size of the veterans' households.

5 c. The amount of the supplement and time that the supplement was provided
6 to each veteran's household.

7 d. The housing status of the assisted veteran's household at the time the
8 supplement ended.

9 e. Any other information that the department considers necessary to evaluate
10 the program.

11 **SECTION 745h.** 45.03 (13) (L) of the statutes is created to read:

12 45.03 (13) (L) Provide verification to the educational institution of the
13 information required under s. 36.27 (3p) (a) or 38.24 (8) (a).

14 **SECTION 745i.** 45.03 (13) (m) of the statutes is created to read:

15 45.03 (13) (m) Provide verification to the educational institution of the
16 information required under s. 36.27 (3n) (a) or 38.24 (7) (a).

17 **SECTION 745j.** 45.03 (13) (n) of the statutes is created to read:

18 45.03 (13) (n) Provide verification to the department of revenue of the
19 information required under s. 71.07 (6e) (a) 2. or 3.

20 **SECTION 746g.** 45.20 of the statutes, as affected by 2005 Wisconsin Act
21 (Assembly Bill 210), is repealed and recreated to read:

22 **45.20 Tuition reimbursement. (1) DEFINITIONS.** In this section:

23 (a) "Institution of higher education" has the meaning given in 20 USC 1001 (a).

24 (c) "Part-time classroom study" means any of the following:

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1 1. Enrollment in courses for which no more than 11 semester or the equivalent
2 trimester or quarter credits will be given upon satisfactory completion.

3 2. Enrollment in courses during a summer semester or session.

4 (d) “Tuition,” when referring to the University of Wisconsin System, means
5 academic fees and segregated fees; when referring to the technical colleges, means
6 “program fees” and “additional fees” as described in s. 38.24 (1m) and (1s); and when
7 referring to a high school, a school that is approved under s. 45.03 (11), or a
8 proprietary school that is approved under s. 38.50, means the charge for the courses
9 for which a person is enrolled.

10 **(2) TUITION REIMBURSEMENT PROGRAM.** (a) *Administration.* 1. The department
11 shall administer a tuition reimbursement program for eligible veterans enrolling as
12 undergraduates in any institution of higher education in this state, enrolling in a
13 school that is approved under s. 45.03 (11), enrolling in a proprietary school that is
14 approved under s. 38.50, enrolling in a public or private high school, or receiving a
15 waiver of nonresident tuition under s. 39.47.

16 2. A veteran who is a resident of this state and otherwise qualified to receive
17 benefits under this subsection may receive the benefits under this subsection upon
18 the completion of any correspondence courses or part–time classroom study from an
19 institution of higher education located outside this state, from a school that is
20 approved under s. 45.03 (11), or from a proprietary school that is approved under s.
21 38.50, if any of the following applies:

22 a. The part–time classroom study is not offered within 50 miles of the veteran’s
23 residence by any school or institution under this paragraph and the educational
24 institution from which the study is offered is located not more than 50 miles from the
25 boundary line of this state.

ENGROSSED ASSEMBLY BILL 100**SECTION 746g**

1 b. The correspondence course is not offered in this state.

2 (b) *Eligibility.* 1. A veteran is eligible for the tuition reimbursement program
3 if he or she meets all of the following criteria:

4 a. The annual income of the veteran and his or her spouse does not exceed
5 \$50,000 plus \$1,000 for each dependent in excess of 2 dependents.

6 b. The veteran applies for the program for courses begun within 10 years after
7 separation from the service. This subd. 1. b. does not apply to a veteran who is
8 applying for reimbursement for up to 60 credits of part-time classroom study
9 courses.

10 c. The veteran is a resident at the time of application for the program and was
11 a Wisconsin resident at the time of entry into service or was a resident for any
12 consecutive 12-month period after entry into service and before the date of his or her
13 application. If a person applying for a benefit under this subsection meets the
14 residency requirement of 12 consecutive months, the department may not require
15 the person to reestablish that he or she meets that residency requirement when he
16 or she later applies for any other benefit under this chapter that requires that
17 residency.

18 2. In determining eligibility under this subsection, the department shall verify
19 all reported income amounts.

20 3. A veteran is not eligible under this program if the veteran has an
21 undergraduate degree from any institution of higher education.

22 (c) *Program benefits.* 1. A veteran who meets the eligibility requirements
23 under par. (b) 1. may be reimbursed upon satisfactory completion of an
24 undergraduate semester in any institution of higher education in this state, or upon
25 satisfactory completion of a course at any school that is approved under s. 45.03 (11),

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1 any proprietary school that is approved under s. 38.50, any public or private high
2 school, or any institution from which the veteran receives a waiver of nonresident
3 tuition under s. 39.47. Except as provided in par. (e), the amount of reimbursement
4 may not exceed the total cost of the veteran's tuition minus any grants or
5 scholarships that the veteran receives specifically for the payment of the tuition, or,
6 if the tuition is for an undergraduate semester in any institution of higher education,
7 the standard cost of tuition for a state resident for an equivalent undergraduate
8 semester at the University of Wisconsin–Madison, whichever is less.

9 2. An application for reimbursement of tuition under this subsection shall meet
10 all of the following requirements:

11 a. Be completed and received by the department no later than 60 days after the
12 completion of the semester or course. The department may accept an application
13 received more than 60 days after the completion of the semester or course if the
14 applicant shows good cause for the delayed receipt.

15 b. Contain the information necessary to establish eligibility as determined by
16 the department.

17 c. Be on the application form established by the department.

18 d. Contain the signatures of both the applicant and a representative of the
19 institution or school certifying that the applicant has satisfactorily completed the
20 semester.

21 3. Reimbursement provided under this subsection shall be paid from the
22 appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the
23 amount available under s. 20.485 (2) (tf), the department may reduce the
24 reimbursement percentage, except to disabled veterans who are eligible for 100
25 percent of tuition and fees under par. (e), or deny applications for reimbursement

ENGROSSED ASSEMBLY BILL 100**SECTION 746g**

1 that would otherwise qualify under this subsection. In those cases, the department
2 shall determine the reimbursement percentage, except to disabled veterans who are
3 eligible for 100 percent of tuition and fees under par. (e), and eligibility on the basis
4 of the dates on which applications for reimbursement were received.

5 4. Reimbursement of tuition and fees for a course may be provided at an
6 institution or school under this paragraph other than the one from which the veteran
7 is receiving his or her degree or certificate of graduation or course completion if all
8 of the following apply:

9 a. The curriculum at the institution or school consists only of courses necessary
10 to complete a degree in a particular course of study.

11 b. The course is accepted as transfer credits at the institution or school listed
12 under this paragraph from which the veteran is receiving his or her degree but is not
13 available at that institution or school.

14 (d) *Limitations.* 1. A veteran's eligibility for reimbursement under this
15 subsection at any institution of higher education in this state, at a school that is
16 approved under s. 45.03 (11), at a proprietary school that is approved under s. 38.50,
17 at a public or private high school, or at an institution where he or she is receiving a
18 waiver of nonresident tuition under s. 39.47 is limited to the following:

19 a. If the veteran served on active duty, except service on active duty for training
20 purposes, for 90 to 180 days, the veteran may be reimbursed for a maximum of 30
21 credits or 2 semesters, or an equivalent amount of credits or semesters if at a school
22 other than an institution of higher education.

23 b. If the veteran served on active duty, except service on active duty for training
24 purposes, for 181 to 730 days, the veteran may be reimbursed for a maximum of 60

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1 credits or 4 semesters, or an equivalent amount of credits or semesters if at a school
2 other than an institution of higher education.

3 c. If the veteran served on active duty, except service on active duty for training
4 purposes, for more than 730 days, the veteran may be reimbursed for a maximum
5 of 120 credits or 8 semesters, or an equivalent amount of credits or semesters if at
6 a school other than an institution of higher education.

7 2. The department may provide reimbursement under this subsection to a
8 veteran who is delinquent in child support or maintenance payments or who owes
9 past support, medical expenses or birth expenses, as established by appearance of
10 the veteran's name on the statewide support lien docket under s. 49.854 (2) (b), only
11 if the veteran provides the department with one of the following:

12 a. A repayment agreement that the veteran has entered into, that has been
13 accepted by the county child support agency under s. 59.53 (5) and that has been kept
14 current for the 6-month period immediately preceding the date of the application.

15 b. A statement that the veteran is not delinquent in child support or
16 maintenance payments and does not owe past support, medical expenses or birth
17 expenses, signed by the department of workforce development or its designee within
18 7 working days before the date of the application.

19 3. A veteran may not receive reimbursement under this subsection for any
20 semester in which he or she is eligible for or received a grant under s. 21.49 or under
21 10 USC 2007.

22 4. A veteran may not receive reimbursement under this subsection for any
23 semester in which the veteran fails to receive at least a 2.0 grade point average or
24 an average grade of "C".

ENGROSSED ASSEMBLY BILL 100**SECTION 746g**

1 (e) *Disabled veteran eligibility.* A disabled veteran who meets the requirements
2 under this subsection and whose disability is rated at 30% or more under 38 USC
3 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees, but that
4 reimbursement is limited to 100% of the standard cost for a state resident for tuition
5 and fees for an equivalent undergraduate course at the University of
6 Wisconsin–Madison per course if the tuition and fees are for an undergraduate
7 semester in any institution of higher education.

8 (f) *Reporting requirements.* The department shall promulgate a rule that
9 establishes the number of days after the commencement of an academic term that
10 begins after December 31, 2005, by which a veteran who will be seeking
11 reimbursement under this section must provide the department with all of the
12 following information:

13 1. The veteran's name.

14 2. The educational institution the veteran is attending.

15 3. Whether the veteran is enrolled full-time or part-time at the educational
16 institution.

17 4. An estimate of the amount of tuition reimbursement that the veteran will
18 claim at the end of the academic term.

19 **SECTION 746r.** 45.21 (2) (a) of the statutes, as affected by 2005 Wisconsin Act
20 (Assembly Bill 210), is amended to read:

21 45.21 **(2)** (a) The veteran is enrolled in a training course in a technical college
22 under ch. 38 or in a proprietary school in the state approved by the educational
23 approval board under s. ~~39.90~~ 38.50, other than a proprietary school offering a
24 4-year degree or 4-year program, or is engaged in a structured on-the-job training
25 program that meets program requirements promulgated by the department by rule.

ENGROSSED ASSEMBLY BILL 100**SECTION 763p**

1 **SECTION 763p.** 45.31 (9) of the statutes, as affected by 2005 Wisconsin Act ...
2 (Assembly Bill 210), is amended to read:

3 45.31 (9) “Home” means a building or portion of a building used as ~~the veteran’s~~
4 ~~principal place of~~ by the veteran as a residence, and includes condominiums and
5 income-producing property, a portion of which is used as a principal place of
6 residence by the veteran, and the land, including existing improvements,
7 appertaining to the building.

8 **SECTION 763q.** 45.31 (15) of the statutes is created to read:

9 45.31 (15) “Qualified veterans’ mortgage bonds” means federally tax-exempt
10 bonds issued under the authority of 26 USC 143.

11 **SECTION 763r.** 45.33 (1) (d) of the statutes is created to read:

12 45.33 (1) (d) Any person who has completed 6 continuous years of service under
13 honorable conditions in the army or air national guard or in any reserve component
14 of the U.S. armed forces, and who is living in this state at the time of his or her
15 application for benefits.

16 **SECTION 763s.** 45.34 (1) (c) of the statutes, as affected by 2005 Wisconsin Act
17 (Assembly Bill 210), is amended to read:

18 45.34 (1) (c) A loan of ~~not more than~~ \$25,000 to improve a home, including the
19 construction of a garage or the removal or other alteration of existing improvements
20 that were made to improve the accessibility of a home for a permanently and totally
21 disabled individual.

22 **SECTION 763t.** 45.34 (1) (d) of the statutes, as affected by 2005 Wisconsin Act
23 (Assembly Bill 210), is repealed and recreated to read:

24 45.34 (1) (d) Refinancing the balance due on an indebtedness that was incurred
25 for a use designated in pars. (a) to (c).

ENGROSSED ASSEMBLY BILL 100**SECTION 763u**

1 **SECTION 763u.** 45.34 (2) (b) 1. of the statutes, as affected by 2005 Wisconsin Act
2 (Assembly Bill 210), is amended to read:

3 45.34 **(2)** (b) 1. The ~~residence~~ property to be purchased, constructed, improved,
4 or refinanced with financial assistance under this subchapter will be used as ~~the~~
5 person's principal by the person as a residence.

6 **SECTION 763v.** 45.34 (3) of the statutes is created to read:

7 45.34 **(3)** QUALIFIED VETERANS MORTGAGE BONDS. If the source of the funding for
8 a loan under this subchapter is the proceeds of a qualified veterans mortgage bond,
9 the department shall apply any applicable requirements of the Internal Revenue
10 Code in determining a person's eligibility for a loan to assure that the bonds are
11 exempt from federal tax.

12 **SECTION 795c.** 45.40 of the statutes, as affected by 2005 Wisconsin Act
13 (Assembly Bill 210), is repealed and recreated to read:

14 **45.40 Assistance to needy veterans. (1) SUBSISTENCE AID.** (a) The
15 department may provide subsistence payments to a veteran on a month-to-month
16 basis or for a 3-month period. The department may pay subsistence aid for a
17 3-month period if the veteran will be incapacitated for more than 3 months and if
18 earned or unearned income or aid from sources other than those listed in the
19 application will not be available in the 3-month period. The department may provide
20 subsistence payments only to a veteran who has suffered a loss of income due to
21 illness, injury, or natural disaster. The department may grant subsistence aid under
22 this subsection to a veteran whose loss of income is the result of abuse of alcohol or
23 other drugs only if the veteran is participating in an alcohol and other drug abuse
24 treatment program that is approved by the department. No payment may be made
25 under this subsection if the veteran has other assets or income available to meet

ENGROSSED ASSEMBLY BILL 100

1 basic subsistence needs or if the veteran is eligible to receive aid from other sources
2 to meet those needs.

3 (b) The maximum amount that any veteran may receive under this subsection
4 per occurrence during a consecutive 12-month period may not exceed \$2,000.

5 **(2) HEALTH CARE.** (a) The department may provide health care aid to a veteran
6 for dental care, including dentures; vision care, including eyeglass frames and
7 lenses; and hearing care, including hearing aids.

8 (b) The maximum amount that may be paid under this subsection for any
9 consecutive 12-month period may not exceed \$2,500 for dental care, \$500 for vision
10 care, and \$1,500 per ear for hearing care.

11 (c) The department may not provide health care aid under this subsection
12 unless the aid recipient's health care provider agrees to accept, as full payment for
13 the health care provided, the amount of the payment, the amount of the recipient's
14 health insurance or other 3rd-party payments, if any, and the amount that the
15 department determines the veteran is capable of paying. The department may not
16 pay health care aid under this subsection if the liquid assets of the veteran are in
17 excess of \$1,000.

18 **(2m) DEPENDENTS ELIGIBILITY.** (a) The unremarried spouse and dependent
19 children of a veteran who died on active duty, or in the line of duty while on active
20 or inactive duty for training purposes, in the U.S. armed forces or forces incorporated
21 in the U.S. armed forces are eligible to receive payments under subs. (1) and (2) if the
22 household income of those persons does not exceed the income limitations
23 established under sub. (3m).

24 (b) The spouse and dependent children of a member of the U.S. armed forces
25 or of the Wisconsin national guard who has been activated or deployed to serve in the

ENGROSSED ASSEMBLY BILL 100**SECTION 795c**

1 U.S. armed forces who are residents of this state, who have suffered a loss of income
2 due to that activation or deployment, and who experience an economic emergency
3 during the member's activation or deployment are eligible to receive assistance
4 under subs. (1) and (2).

5 **(3) LIMITATIONS.** The total cumulative amount that any veteran may receive
6 under this section may not exceed \$5,000.

7 **(3m) RULES.** The department shall promulgate rules establishing eligibility
8 criteria and household income limits for payments under subs. (1), (2), and (2m).

9 **(4) APPROPRIATIONS.** The department may make payments under this section
10 from the appropriation in s. 20.485 (2) (vm). Nothing in this section empowers the
11 department to incur any state debt.

12 **(5) JOINT FINANCE SUPPLEMENTAL FUNDING.** The department may submit a
13 request to the joint committee on finance for supplemental funds from the veterans
14 trust fund to be credited to the appropriation account under s. 20.485 (2) (vm) to
15 provide payments under this section. The joint committee on finance may, from the
16 appropriation under s. 20.865 (4) (u), supplement the appropriation under s. 20.485
17 (2) (vm) in an amount equal to the amount that the department expects to expend
18 under this section. If the cochairpersons of the committee do not notify the
19 department that the committee has scheduled a meeting for the purpose of reviewing
20 the request for a supplement within 14 working days after the date of the
21 department's notification, the supplement to the appropriation is approved. If,
22 within 14 working days after the date of the department's notification, the
23 cochairpersons of the committee notify the department that the committee has
24 scheduled a meeting for the purpose of reviewing the proposed supplement, the
25 supplement may occur only upon approval of the committee.

ENGROSSED ASSEMBLY BILL 100**SECTION 795d**

1 **SECTION 795d.** 45.42 (2) of the statutes, as affected by 2005 Wisconsin Act ...
2 (Assembly Bill 210), is amended to read:

3 45.42 (2) The department may lend a veteran, a veteran's unremarried
4 surviving spouse, or a deceased veteran's child not more than \$25,000, or a lesser
5 amount established by the department under sub. (9). The department may
6 prescribe loan conditions, but the term of the loan may not exceed 10 years, or a
7 shorter term established by the department under sub. (12). The department shall
8 ensure that the proceeds of any loan made under this section shall first be applied
9 to pay any delinquent child support or maintenance payments owed by the person
10 receiving the loan and then to pay any past support, medical expenses, or birth
11 expenses owed by the person receiving the loan.

12 **SECTION 795e.** 45.42 (12) of the statutes is created to read:

13 45.42 (12) Subject to the limit established in sub. (2), the department may
14 periodically adjust the maximum term limits for loans based upon financial market
15 conditions, funds available, needs of the veterans trust fund, or other factors that the
16 department considers relevant.

17 **SECTION 795f.** 45.50 (6) (a) of the statutes, as affected by 2005 Wisconsin Act
18 (Assembly Bill 210), is amended to read:

19 45.50 (6) (a) The department may enter into agreements for furnishing and
20 charging for water ~~and sewer~~ service from facilities constructed at and for veterans
21 homes to public and private properties lying in the immediate vicinity of veterans
22 homes.

23 **SECTION 795g.** 45.51 (3) (b) of the statutes, as affected by 2005 Wisconsin Act
24 ...(Assembly Bill 210), is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 795g**

1 45.51 (3) (b) Spouses, surviving spouses, and parents derive their eligibility
2 from the eligibility of the person under sub. (2) (a) 1. or 2. Surviving spouses and
3 parents of eligible persons under sub. (2) (a) 1. or 2. are shall not be eligible for
4 admission only to a skilled nursing facility at a veterans home for admission to the
5 Wisconsin Veterans Home at Union Grove or the Wisconsin Veterans Home at King
6 unless a home's overall occupancy level is below an optimal level as determined by
7 the board.

8 **SECTION 795h.** 45.51 (10) (b) of the statutes, as affected by 2005 Wisconsin Act
9 (Assembly Bill 210), is amended to read:

10 45.51 (10) (b) The Except where a sale occurs under s. 16.848, the department
11 may manage, sell, lease, or transfer property passing to the state pursuant to this
12 section or conveyed to it by members, defend and prosecute all actions concerning it,
13 pay all just claims against it, and do all other things necessary for the protection,
14 preservation, and management of the property. All expenditures necessary for the
15 execution of functions under this paragraph or sub. (14) shall be made from the
16 appropriation in s. 20.485 (1) (h).

17 **SECTION 820g.** 45.60 (2) of the statutes, as affected by 2005 Wisconsin Act
18 (Assembly Bill 210) is amended to read:

19 45.60 (2) STIPENDS. From the appropriation under s. 20.485 (2) (e) ~~(d)~~ (dm), the
20 department shall reimburse a local unit of a member organization of the council on
21 veterans programs or a local unit of a veterans organization certified by the
22 department to provide military funeral honors for the costs of providing military
23 funeral honors in this state to a person described in sub. (1). The reimbursement may
24 not exceed \$50 for each funeral for which military honors are provided.

ENGROSSED ASSEMBLY BILL 100**SECTION 824m**

1 **SECTION 824m.** 45.82 (4) of the statutes, as affected by 2005 Wisconsin Act
2 ... (Assembly Bill 210), is amended to read:

3 45.82 **(4)** The department shall provide grants to the governing bodies of
4 federally recognized American Indian tribes and bands from the appropriation
5 under s. 20.485 (2) ~~(vz)~~ (km) if that governing body enters into an agreement with
6 the department regarding the creation, goals, and objectives of a tribal veterans
7 service officer, appoints a veteran to act as a tribal veterans service officer, and gives
8 that veteran duties similar to the duties described in s. 45.80 (5), except that the
9 veteran shall report to the governing body of the tribe or band. The department may
10 make annual grants of up to \$2,500 \$8,500 under this subsection and shall
11 promulgate rules to implement this subsection.

12 **SECTION 827.** 46.03 (30) (a) of the statutes is amended to read:

13 46.03 **(30)** (a) To provide for an orderly reduction of state institutional primary
14 psychiatric services the department may approve the institutes entering into
15 contracts with county departments under s. 51.42 for providing primary psychiatric
16 care. If excess capacity exists at state operated mental health institutes, the
17 department shall, subject to s. 16.848, explore whether the possible sale or lease of
18 such excess facilities may be sold or leased to a county department under s. 51.42.

19 **SECTION 830.** 46.034 (3) of the statutes is amended to read:

20 46.034 **(3)** With the agreement of the affected county board of supervisors in
21 a county with a single-county department or boards of supervisors in counties with
22 a multicounty department, effective for the contract period beginning January 1,
23 1980, the department may approve a county with a single-county department or
24 counties participating in a multicounty department to administer a single
25 consolidated aid consisting of the state and federal financial aid available to that

ENGROSSED ASSEMBLY BILL 100**SECTION 830**

1 county or those counties from appropriations under s. 20.435 ~~(3)(e)~~ and (7) (b) and
2 (o) for services provided and purchased by county departments under ss. 46.215,
3 46.22, 46.23, 51.42, and 51.437. Under such an agreement, in the interest of
4 improved service coordination and effectiveness, the county board of supervisors in
5 a county with a single-county department or county boards of supervisors in
6 counties with a multicounty department may reallocate among county departments
7 under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 funds that otherwise would be
8 specified for use by a single county department. The budget under s. 46.031 (1) shall
9 be the vehicle for expressing the proposed use of the single consolidated fund by the
10 county board of supervisors in a county with a single-county department or county
11 boards of supervisors in counties with a multicounty department. Approval by the
12 department of this use of the fund shall be in the contract under s. 46.031 (2g).
13 Counties that were selected by the department to pilot test consolidated aids for
14 contract periods beginning January 1, 1978, may continue or terminate
15 consolidation with the agreement of the affected county board of supervisors in a
16 county with a single-county department or county boards of supervisors in counties
17 with a multicounty department.

18 **SECTION 831.** 46.035 (1) (a) of the statutes is amended to read:

19 46.035 (1) (a) The term “existing building” in relation to any conveyance, lease
20 or sublease made under sub. (2) (a) ~~1., 2. and 3.,~~ (b), and (c) means all detention,
21 treatment, administrative, recreational, infirmary, hospital, vocational and
22 academic buildings; all dormitories and cottages; all storage facilities, heating
23 plants, sewage disposal plants, and such other buildings, structures, facilities and
24 permanent improvements as in the judgment of the secretary are needed or useful
25 for the purposes of the department, and all equipment therefor and all improvements

ENGROSSED ASSEMBLY BILL 100

1 and additions thereto which were erected, constructed or installed prior to the
2 making of such conveyance, lease or sublease.

3 **SECTION 832.** 46.035 (1) (b) of the statutes is amended to read:

4 46.035 (1) (b) The term “new building” in relation to any conveyance, lease or
5 sublease made under sub. (2) (a) ~~1., 2. and 3., (b), and (c)~~ means all detention,
6 treatment, administrative, recreational, infirmary, hospital, vocational and
7 academic buildings; all dormitories and cottages; all storage facilities, heating
8 plants, sewage disposal plants, and such other buildings, structures, facilities and
9 permanent improvements as in the judgment of the secretary are needed or useful
10 for the purposes of the department, and all equipment therefor and all improvements
11 and additions thereto which are erected, constructed or installed after the making
12 of such conveyance, lease or sublease.

13 **SECTION 833.** 46.035 (2) (intro.) of the statutes is repealed.

14 **SECTION 834.** 46.035 (2) (a) of the statutes is renumbered 46.035 (2), and 46.035
15 (2) (intro.), (a) and (c) to (j), as renumbered, are amended to read:

16 46.035 (2) (intro.) In order to provide new buildings and to enable the
17 construction and financing thereof, to refinance indebtedness hereafter created by
18 a nonprofit corporation for the purpose of providing a new building or buildings or
19 additions or improvements thereto which are located on land owned by, or owned by
20 the state and held for, the department or on lands of the institutions under the
21 jurisdiction of the department or by the nonprofit corporation, or for any one or more
22 of said purposes, but for no other purpose unless authorized by law, the department
23 has, subject to s. 16.848, the following powers and duties:

24 (a) Without limitation by reason of any other provisions of the statutes except
25 s. 16.848, the power to sell and to convey title in fee simple to a nonprofit corporation

ENGROSSED ASSEMBLY BILL 100**SECTION 834**

1 any land and any existing buildings thereon owned by, or owned by the state and held
2 for, the department or of any of the institutions under the jurisdiction of the
3 department for such consideration and upon such terms and conditions as in the
4 judgment of the secretary are in the public interest.

5 (c) The power to lease or sublease from such nonprofit corporation, and to make
6 available for public use, any such land and existing buildings conveyed or leased to
7 such nonprofit corporation under ~~subds. 1. and 2. pars. (a) and (b)~~, and any new
8 buildings erected upon such land or upon any other land owned by such nonprofit
9 corporation, upon such terms, conditions and rentals, subject to available
10 appropriations, as in the judgment of the secretary are in the public interest. With
11 respect to any property conveyed to such nonprofit corporation under ~~subd. 1. par.~~
12 (a), such lease from such nonprofit corporation may be subject or subordinated to one
13 or more mortgages of such property granted by such nonprofit corporation.

14 (d) The duty to submit the plans and specifications for all such new buildings
15 and all conveyances, leases and subleases made under this section ~~subsection~~ to the
16 department of administration and the governor for written approval before they are
17 finally adopted, executed and delivered.

18 (e) The power to pledge and assign all or any part of the revenues derived from
19 the operation of such new buildings as security for the payment of rentals due and
20 to become due under any lease or sublease of such new buildings under ~~subd. 3 par.~~
21 (c).

22 (f) The power to covenant and agree in any lease or sublease of such new
23 buildings made under ~~subd. 3. par. (c)~~ to impose fees, rentals or other charges for the
24 use and occupancy or other operation of such new buildings in an amount calculated

ENGROSSED ASSEMBLY BILL 100**SECTION 834**

1 to produce net revenues sufficient to pay the rentals due and to become due under
2 such lease or sublease.

3 (g) The power to apply all or any part of the revenues derived from the operation
4 of existing buildings to the payment of rentals due and to become due under any lease
5 or sublease made under ~~subd. 3~~ par. (c).

6 (h) The power to pledge and assign all or any part of the revenues derived from
7 the operation of existing buildings to the payment of rentals due and to become due
8 under any lease or sublease made under ~~subd. 3~~ par. (c).

9 (i) The power to covenant and agree in any lease or sublease made under ~~subd.~~
10 ~~3.~~ par. (c) to impose fees, rentals or other charges for the use and occupancy or other
11 operation of existing buildings in an amount calculated to produce net revenues
12 sufficient to pay the rentals due and to become due under such lease or sublease.

13 (j) The power and duty, upon receipt of notice of any assignment by any such
14 nonprofit corporation of any lease or sublease made under ~~subd. 3.~~ par. (c), or of any
15 of its rights under any such sublease, to recognize and give effect to such assignment,
16 and to pay to the assignee thereof rentals or other payments then due or which may
17 become due under any such lease or sublease which has been so assigned by such
18 nonprofit corporation.

19 **SECTION 835.** 46.035 (2) (b) of the statutes is renumbered 46.035 (3) and
20 amended to read:

21 46.035 (3) The state shall be is liable for accrued rentals and for any other
22 default under any lease or sublease made under ~~par. (a) 3.~~ sub. (2) (c), and may be
23 sued therefor on contract as in other contract actions pursuant to ch. 775, except that
24 it shall ~~not be~~ is not necessary for the lessor under any such lease or sublease or any
25 assignee of such lessor or any person or other legal entity proceeding on behalf of such

ENGROSSED ASSEMBLY BILL 100**SECTION 835**

1 lessor to file any claim with the legislature prior to the commencement of any such
2 action.

3 **SECTION 836.** 46.035 (2) (c) of the statutes is renumbered 46.035 (4).

4 **SECTION 837.** 46.035 (2) (d) of the statutes is repealed.

5 **SECTION 838.** 46.035 (2) (e) of the statutes is renumbered 46.035 (5) and
6 amended to read:

7 46.035 (5) All laws, except s. 16.848 and ch. 150, conflicting that conflict with
8 any provisions of this section, are, insofar as they conflict with this section and no
9 further, superseded by this section.

10 **SECTION 839.** 46.057 (2) of the statutes is amended to read:

11 46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the
12 department of corrections shall transfer to the appropriation account under s. 20.435
13 (2) (kx) \$1,379,300 in fiscal year 2003–04 2005–06 and \$1,379,300 in fiscal year
14 2004–05 2006–07 and, from the appropriation account under s. 20.410 (3) (hm), the
15 department of corrections shall transfer to the appropriation account under s. 20.435
16 (2) (kx) ~~\$2,086,700~~ \$2,271,200 in fiscal year 2003–04 2005–06 and ~~\$2,155,600~~
17 \$2,390,600 in fiscal year 2004–05 2006–07 for services for juveniles placed at the
18 Mendota juvenile treatment center. The department of health and family services
19 may charge the department of corrections not more than the actual cost of providing
20 those services.

21 **SECTION 840.** 46.06 (intro.) of the statutes is created to read:

22 **46.06 Lands; condemnation, easements, leases, sales, purchases.**
23 (intro.) Subject to s. 16.848:

24 **SECTION 841m.** 46.07 of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 841m**

1 **46.07 Property of patients or residents.** All money including wages and
2 other property delivered to an officer or employee of any institution for the benefit
3 of a patient or resident shall ~~forthwith~~ be delivered to the steward, who shall enter
4 the ~~same~~ money upon the steward's books to the credit of the patient or resident. The
5 property shall be used only under the direction and with the approval of the
6 superintendent and for the crime victim and witness assistance surcharge under s.
7 973.045 (4), the delinquency victim and witness assistance surcharge under s. 938.34
8 (8d) (c), the deoxyribonucleic acid analysis surcharge under s. 973.046, the drug
9 offender diversion surcharge under s. 973.043, or the benefit of the patient or
10 resident. If the money remains uncalled for for one year after the patient's or
11 resident's death or departure from the institution, the superintendent shall deposit
12 the ~~same~~ money in the general fund. If any patient or resident leaves property, other
13 than money, uncalled for at an institution for one year, the superintendent shall sell
14 the property, and the proceeds shall be deposited in the general fund. If any person
15 satisfies the department, within 5 years after the deposit, of his or her right to the
16 deposit, the department shall direct the department of administration to draw its
17 warrant in favor of the claimant and it shall charge the same to the appropriation
18 made by s. 20.913 (3) (c).

19 **SECTION 842.** 46.09 (intro.) of the statutes is created to read:

20 **46.09 Purchases, bills, audits, payments.** (intro.) Subject to s. 16.848:

21 **SECTION 843.** 46.10 (14) (a) of the statutes is amended to read:

22 46.10 **(14)** (a) Except as provided in pars. (b) and (c), liability of a person
23 specified in sub. (2) or s. 46.03 (18) for inpatient care and maintenance of persons
24 under 18 years of age at community mental health centers, a county mental health
25 complex under s. 51.08, the centers for the developmentally disabled, the Mendota

ENGROSSED ASSEMBLY BILL 100**SECTION 843**

1 Mental Health Institute, and the Winnebago Mental Health Institute or care and
2 maintenance of persons under 18 years of age in residential, nonmedical facilities
3 such as group homes, foster homes, treatment foster homes, ~~child caring institutions,~~
4 subsidized guardianship homes, residential care centers for children and youth, and
5 juvenile correctional institutions is determined in accordance with the cost-based
6 fee established under s. 46.03 (18). The department shall bill the liable person up
7 to any amount of liability not paid by an insurer under s. 632.89 (2) or (2m) or by other
8 3rd-party benefits, subject to rules that include formulas governing ability to pay
9 promulgated by the department under s. 46.03 (18). Any liability of the patient not
10 payable by any other person terminates when the patient reaches age 18, unless the
11 liable person has prevented payment by any act or omission.

12 **SECTION 844.** 46.10 (14) (b) of the statutes is amended to read:

13 46.10 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability
14 of a parent specified in sub. (2) or s. 46.03 (18) for the care and maintenance of the
15 parent's minor child who has been placed by a court order under s. 48.355 or 48.357
16 in a residential, nonmedical facility such as a group home, foster home, treatment
17 foster home, subsidized guardianship home, or residential care center for children
18 and youth shall be determined by the court by using the percentage standard
19 established by the department of workforce development under s. 49.22 (9) and by
20 applying the percentage standard in the manner established by the department
21 under s. 46.247.

22 **SECTION 845.** 46.10 (16) of the statutes is amended to read:

23 46.10 (16) The department shall delegate to county departments under ss.
24 51.42 and 51.437 or the local providers of care and services meeting the standards
25 established by the department under s. 46.036, the responsibilities vested in the

ENGROSSED ASSEMBLY BILL 100

1 department under this section for collection of patient fees for services other than
2 those provided at state facilities or those provided to children that are reimbursed
3 under a waiver under s. 46.27 (11), 46.275, ~~or~~ 46.278, or 46.2785 or a waiver
4 requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act
5 33, section 9124 (8c), if the county departments or providers meet the conditions that
6 the department determines are appropriate. The department may delegate to
7 county departments under ss. 51.42 and 51.437 the responsibilities vested in the
8 department under this section for collection of patient fees for services provided at
9 the state facilities if the necessary conditions are met.

10 **SECTION 849.** 46.215 (2) (c) 1. of the statutes is amended to read:

11 46.215 (2) (c) 1. A county department of social services shall develop, under the
12 requirements of s. 46.036, plans and contracts for care and services to be purchased,
13 except for care and services under subch. III of ch. 49 or s. 301.08 (2). The department
14 of health and family services may review the contracts and approve them if they are
15 consistent with s. 46.036 and if state or federal funds are available for such purposes.
16 The joint committee on finance may require the department of health and family
17 services to submit the contracts to the committee for review and approval. The
18 department of health and family services may not make any payments to a county
19 for programs included in a contract under review by the committee. The department
20 of health and family services shall reimburse each county for the contracts from the
21 appropriations under s. 20.435 (3) ~~(a)~~ and (7) (b) and (o), as appropriate, under s.
22 46.495.

23 **SECTION 850.** 46.22 (1) (e) 3. a. of the statutes is amended to read:

24 46.22 (1) (e) 3. a. A county department of social services shall develop, under
25 the requirements of s. 46.036, plans and contracts for care and services, except under

ENGROSSED ASSEMBLY BILL 100**SECTION 850**

1 subch. III of ch. 49 and s. 301.08 (2), to be purchased. The department of health and
2 family services may review the contracts and approve them if they are consistent
3 with s. 46.036 and to the extent that state or federal funds are available for such
4 purposes. The joint committee on finance may require the department of health and
5 family services to submit the contracts to the committee for review and approval.
6 The department of health and family services may not make any payments to a
7 county for programs included in the contract that is under review by the committee.
8 The department of health and family services shall reimburse each county for the
9 contracts from the appropriations under s. 20.435 ~~(3) (a) and (7) (b) and (o)~~ according
10 to s. 46.495.

11 **SECTION 851.** 46.261 (1) (a) of the statutes is amended to read:

12 46.261 (1) (a) The child is living in a foster home or treatment foster home
13 licensed under s. 48.62 if a license is required under that section, in a foster home
14 or treatment foster home located within the boundaries of a federally recognized
15 American Indian reservation in this state and licensed by the tribal governing body
16 of the reservation, in a group home licensed under s. 48.625, in a subsidized
17 guardianship home under s. 48.62 (5), or in a residential care center for children and
18 youth licensed under s. 48.60, and has been placed in the foster home, treatment
19 foster home, group home, subsidized guardianship home, or center by a county
20 department under s. 46.215, 46.22₁, or 46.23, by the department, or by a federally
21 recognized American Indian tribal governing body in this state under an agreement
22 with a county department under s. 46.215, 46.22₁, or 46.23.

23 **SECTION 852.** 46.261 (2) (a) 1. of the statutes is amended to read:

24 46.261 (2) (a) 1. A nonrelative who cares for the dependent child in a foster
25 home or treatment foster home having a license under s. 48.62, in a foster home or

ENGROSSED ASSEMBLY BILL 100

1 treatment foster home located within the boundaries of a federally recognized
2 American Indian reservation in this state and licensed by the tribal governing body
3 of the reservation or in a group home licensed under s. 48.625, a subsidized guardian
4 or interim caretaker under s. 48.62 (5) who cares for the dependent child, or a minor
5 custodial parent who cares for the dependent child, regardless of the cause or
6 prospective period of dependency. The state shall reimburse counties pursuant to the
7 procedure under s. 46.495 (2) and the percentage rate of participation set forth in s.
8 46.495 (1) (d) for aid granted under this section except that if the child does not have
9 legal settlement in the granting county, state reimbursement shall be at 100%. The
10 county department under s. 46.215 or 46.22 or the department under s. 48.48 (17)
11 shall determine the legal settlement of the child. A child under one year of age shall
12 be eligible for aid under this subsection irrespective of any other residence
13 requirement for eligibility within this section.

14 **SECTION 853.** 46.261 (2) (a) 3. of the statutes is amended to read:

15 46.261 **(2)** (a) 3. A county or, in a county having a population of 500,000 or more,
16 the department, when the child is placed in a licensed foster home, treatment foster
17 home, group home, or residential care center for children and youth or in a subsidized
18 guardianship home by a licensed child welfare agency or by a federally recognized
19 American Indian tribal governing body in this state or by its designee, if the child is
20 in the legal custody of the county department under s. 46.215, 46.22, or 46.23 or the
21 department under s. 48.48 (17) or if the child was removed from the home of a
22 relative, as defined under s. 48.02 (15), as a result of a judicial determination that
23 continuance in the home of the relative would be contrary to the child's welfare for
24 any reason and the placement is made pursuant to an agreement with the county
25 department or the department.

ENGROSSED ASSEMBLY BILL 100**SECTION 854**

1 **SECTION 854.** 46.261 (2) (a) 4. of the statutes is amended to read:

2 46.261 **(2)** (a) 4. A licensed foster home, treatment foster home, group home,
3 or residential care center for children and youth or a subsidized guardianship home
4 when the child is in the custody or guardianship of the state, when the child is a ward
5 of an American Indian tribal court in this state and the placement is made under an
6 agreement between the department and the tribal governing body, or when the child
7 was part of the state's direct service case load and was removed from the home of a
8 relative, as defined under s. 48.02 (15), as a result of a judicial determination that
9 continuance in the home of a relative would be contrary to the child's welfare for any
10 reason and the child is placed by the department.

11 **SECTION 855.** 46.261 (2) (b) of the statutes is amended to read:

12 46.261 **(2)** (b) Notwithstanding par. (a), aid under this section may not be
13 granted for placement of a child in a foster home or treatment foster home licensed
14 by a federally recognized American Indian tribal governing body, for placement of a
15 child in a foster home, treatment foster home, group home, subsidized guardianship
16 home, or residential care center for children and youth by a tribal governing body or
17 its designee, or for the placement of a child who is a ward of a tribal court if the tribal
18 governing body is receiving or is eligible to receive funds from the federal government
19 for that type of placement ~~or for placement of a child in a group home licensed under~~
20 ~~s. 48.625.~~

21 **SECTION 856.** 46.27 (5) (i) of the statutes is amended to read:

22 46.27 **(5)** (i) In the instances in which an individual who is provided long-term
23 community support services under par. (b) for which the individual receives direct
24 funding, serve directly as a fiscal agent or contract with a fiscal intermediary to serve
25 as a fiscal agent for that individual for the purposes of performing the responsibilities

ENGROSSED ASSEMBLY BILL 100**SECTION 856**

1 and protecting the interests of the individual under the unemployment insurance
2 law. The county department or aging unit may elect to act as a fiscal agent or contract
3 with a fiscal intermediary to serve as a fiscal agent for an individual who is provided
4 long-term support services under s. 46.275, 46.277, 46.278, 46.2785, 46.495, 51.42,
5 or 51.437. The fiscal agent under this paragraph is responsible for remitting any
6 federal unemployment compensation taxes or state unemployment insurance
7 contributions owed by the individual, including any interest and penalties which are
8 owed by the individual; for serving as the representative of the individual in any
9 investigation, meeting, hearing or appeal involving ch. 108 or the federal
10 unemployment tax act (26 USC 3301 to 3311) in which the individual is a party; and
11 for receiving, reviewing, completing and returning all forms, reports and other
12 documents required under ch. 108 or the federal unemployment tax act on behalf of
13 the individual. An individual may make an informed, knowing and voluntary
14 election to waive the right to a fiscal agent. The waiver may be as to all or any portion
15 of the fiscal agent's responsibilities. The waiver may be rescinded in whole or in part
16 at any time.

17 **SECTION 857.** 46.27 (6r) (a) of the statutes is amended to read:

18 46.27 **(6r)** (a) A person who is initially eligible for services under sub. (7) (b),
19 for whom home and community-based services are available under sub. (11) or s.
20 46.275, 46.277 ~~or~~, 46.278, or 46.2785 that require less total expenditure of state funds
21 than do comparable services under sub. (7) (b) and who is eligible for and offered the
22 home and community-based services under sub. (11) or s. 46.275, 46.277 ~~or~~, 46.278,
23 or 46.2785, but who declines the offer, except that a county may use funds received
24 under sub. (7) (b) to pay for long-term community support services for the person for

ENGROSSED ASSEMBLY BILL 100**SECTION 857**

1 a period of up to 90 days during which an application for services under sub. (11) or
2 s. 46.275, 46.277 ~~or~~, 46.278, or 46.2785 for the person is processed.

3 **SECTION 862.** 46.27 (11) (a) of the statutes is repealed.

4 **SECTION 865m.** 46.275 (5) (b) 5. of the statutes is amended to read:

5 46.275 (5) (b) 5. Provide residential services in any community-based
6 residential facility, as defined in s. 50.01 (1g), or group home, as defined in s. 48.02
7 (7) that has more than ~~4~~ 8 beds, ~~unless the department approves the provision of~~
8 ~~services in a community-based residential facility or group home that has 5 to 8 beds.~~

9 **SECTION 868.** 46.277 (1m) (ag) of the statutes is created to read:

10 46.277 (1m) (ag) “Delicensed” means deducted from the number of beds stated
11 on a facility’s license, as specified under s. 50.03 (4) (e).

12 **SECTION 869.** 46.277 (5) (g) of the statutes is amended to read:

13 46.277 (5) (g) The department may provide enhanced reimbursement for
14 services provided under this section to an individual who has resided in a nursing
15 home for at least 100 consecutive days and who is relocated to the community from
16 a nursing home by a county department on or after ~~July 26, 2003~~ the effective date
17 of this paragraph [revisor inserts date], if the nursing home bed that was used by
18 the individual is delicensed upon relocation of the individual number of individuals
19 served under this paragraph does not exceed the number of nursing home beds that
20 are delicensed as part of plans submitted by nursing homes and approved by the
21 department. The department shall develop and utilize a formula to determine the
22 enhanced reimbursement rate.

23 **SECTION 872.** 46.2785 of the statutes is created to read:

24 **46.2785 Community Opportunities and Recovery Program. (1)**

25 DEFINITIONS. In this section:

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1 (a) “Nursing facility” has the meaning given in 42 USC 1396r (a).

2 (b) “Serious mental illness” has the meaning given in 42 CFR 483.102 (b) (1).

3 (c) “Waiver program” means the Community Opportunities and Recovery
4 Program for which a waiver has been requested under sub. (2) and granted under 42
5 USC 1396n (c).

6 **(2) WAIVER REQUEST.** The department may request a waiver from the secretary
7 of the U.S. department of health and human services, under 42 USC 1396n (c),
8 authorizing the department to serve in their communities medical assistance
9 recipients who meet eligibility requirements specified in sub. (4) by providing them
10 home or community–based services as part of the Medical Assistance program. If the
11 department requests the waiver, it shall include all the assurances required under
12 42 USC 1396n (c) (2) in the request. If the department receives the waiver, it may
13 request an extension of the waiver under 42 USC 1396n (c).

14 **(3) CONTRACT FOR ADMINISTRATION.** If doing so is consistent with the waiver
15 received by the department as specified in sub. (2), the department may contract with
16 a county or a private agency to administer the waiver program. A private agency
17 with which the department contracts shall have the powers and duties of a county
18 under this section.

19 **(4) ELIGIBILITY.** Any medical assistance recipient who has a serious mental
20 illness and meets the level of care requirements under s. 49.45 (6m) (i) for
21 reimbursement of nursing home care under the Medical Assistance program is
22 eligible to participate in the waiver program.

23 **(5) FUNDING.** (a) Medical assistance reimbursement for services a county or
24 private agency contracts for or provides under the waiver program shall be made
25 from the appropriation accounts under s. 20.435 (4) (b) and (o).

ENGROSSED ASSEMBLY BILL 100**SECTION 872**

1 (b) The department may, from the appropriation account under s. 20.435 (4) (o),
2 reimburse a county for providing, or contracting to provide, services that cost more
3 than the average annual per person rate established by the department, but less
4 than the average amount approved by the federal government for the waiver
5 program.

6 **SECTION 872g.** 46.279 (4n) of the statutes is created to read:

7 46.279 (4n) CONTRACT FOR PLAN PAYMENT. The department and the county
8 specified in sub. (4m) (a) shall negotiate a contract under which the department shall
9 provide payment, from the appropriation account under s. 20.435 (4) (b), to
10 implement a plan to provide care in a noninstitutional community setting to an
11 individual who has established residence in the county in order to be admitted to an
12 intermediate facility in the county. The contract may provide for the negotiation of
13 a memorandum of understanding between the parties that identifies the relative
14 functions and duties of the department and the county in implementing plans under
15 sub. (4) for residents of intermediate facilities in the county.

16 **SECTION 872m.** 46.281 (1) (e) of the statutes is renumbered 46.281 (1) (e)
17 (intro.) and amended to read:

18 46.281 (1) (e) (intro.) After June 30, 2001, if:

19 1. If the local long-term care council for the applicable area has developed the
20 initial plan under s. 46.282 (3) (a) 1., contract with entities specified under par. (d)
21 and, only if specifically authorized by the legislature and if the legislature
22 appropriates necessary funding, contract as so authorized with one or more entities
23 in addition to those specified in par. (d) certified as meeting requirements under s.
24 46.284 (3) for services of the entity as a care management organization ~~and one or~~
25 ~~more entities for services specified under s. 46.283 (3) and (4).~~

ENGROSSED ASSEMBLY BILL 100**SECTION 872n**

1 **SECTION 872n.** 46.281 (1) (e) 2. of the statutes is created to read:

2 46.281 (1) (e) 2. Contract with entities specified under par. (d) and other
3 entities for the provision of services under s. 46.283 (3) and (4), except that after the
4 effective date of this subdivision [revisor inserts date], the department shall notify
5 the joint committee on finance in writing of any proposed contract with an entity that
6 did not have a contract to provide services under s. 46.283 (3) and (4) before the
7 effective date of this subdivision [revisor inserts date]. If the cochairpersons of
8 the committee do not notify the department within 14 working days after the date
9 of the department's notification that the committee has scheduled a meeting for the
10 purpose of reviewing the proposed contract, the department may enter into the
11 proposed contract. If within 14 working days after the date of the department's
12 notification the cochairpersons of the committee notify the department that the
13 committee has scheduled a meeting for the purpose of reviewing the proposed
14 contract, the department may enter into the proposed contract only upon approval
15 of the committee.

16 **SECTION 872o.** 46.283 (1) (a) (intro.) of the statutes is amended to read:

17 46.283 (1) (a) (intro.) ~~After considering recommendations of the local~~
18 ~~long-term care council under s. 46.282 (3) (a) 1., a~~ A county board of supervisors
19 and, in a county with a county executive or a county administrator, the county
20 executive or county administrator, may decide all of the following:

21 **SECTION 872p.** 46.283 (1) (b) of the statutes is amended to read:

22 46.283 (1) (b) ~~After considering recommendations of the local long-term care~~
23 ~~council under s. 46.282 (3) (a) 1., the~~ The governing body of a tribe or band or of the
24 Great Lakes Inter-Tribal Council, Inc., may decide whether to authorize a tribal

ENGROSSED ASSEMBLY BILL 100**SECTION 872p**

1 agency to apply to the department for a contract to operate a resource center for tribal
2 members and, if so, which client group to serve.

3 **SECTION 872q.** 46.283 (1) (c) of the statutes is amended to read:

4 46.283 (1) (c) ~~Under the requirements of par. (a), a~~ A county board of
5 supervisors may decide to apply to the department for a contract to operate a
6 multicounty resource center in conjunction with the county board or boards of one
7 or more other counties or a county-tribal resource center in conjunction with the
8 governing body of a tribe or band or the Great Lakes Inter-Tribal Council, Inc.

9 **SECTION 872r.** 46.283 (1) (d) of the statutes is amended to read:

10 46.283 (1) (d) ~~Under the requirements of par. (b), the~~ The governing body of a
11 tribe or band may decide to apply to the department for a contract to operate a
12 resource center in conjunction with the governing body or governing bodies of one or
13 more other tribes or bands or the Great Lakes Inter-Tribal Council, Inc., or with a
14 county board of supervisors.

15 **SECTION 872s.** 46.283 (2) (b) (intro.) of the statutes is amended to read:

16 46.283 (2) (b) (intro.) After June 30, 2001, the department shall contract with
17 the entities specified under s. 46.281 (1) (d) 1. and may, if the applicable review
18 conditions under s. 48.281 (1) (e) 2. are satisfied, in addition to contracting with these
19 entities ~~and subject to approval of necessary funding~~, contract to operate a resource
20 center with counties, family care districts, or the governing body of a tribe or band
21 or the Great Lakes Inter-Tribal Council, Inc., under a joint application of any of
22 these, or with a private nonprofit organization if the department determines that the
23 organization has no significant connection to an entity that operates a care
24 management organization and if any of the following applies:

25 **SECTION 877.** 46.286 (1) (a) 2. b. of the statutes is amended to read:

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1 46.286 (1) (a) 2. b. Home and community–based waiver programs under 42
2 USC 1396n (c), including ~~community integration program~~ a community integration
3 program under s. 46.275, 46.277, or 46.278 and the Community Opportunities and
4 Recovery Program under s. 46.2785.

5 **SECTION 878.** 46.286 (3) (d) of the statutes is amended to read:

6 46.286 (3) (d) The department shall determine the date, which shall not be later
7 than January 1, ~~2006~~ 2008, on which par. (a) shall first apply to persons who are not
8 eligible for medical assistance under ch. 49. Before the date determined by the
9 department, persons who are not eligible for medical assistance may receive the
10 family care benefit within the limits of state funds appropriated for this purpose and
11 available federal funds.

12 **SECTION 878m.** 46.2895 (1) (a) (intro.) of the statutes is amended to read:

13 46.2895 (1) (a) (intro.) ~~After considering recommendations of the local~~
14 ~~long-term care council under s. 46.282 (3) (a) 1.,~~ a A county board of supervisors may
15 create a special purpose district that is termed a “family care district”, that is a local
16 unit of government, that is separate and distinct from, and independent of, the state
17 and the county, and that has the powers and duties specified in this section, if the
18 county board does all of the following:

19 **SECTION 879.** 46.40 (1) (a) of the statutes is amended to read:

20 46.40 (1) (a) Within the limits of available federal funds and of the
21 appropriations under s. 20.435 (3) ~~(a)~~ and (7) (b) and (c), the department shall
22 distribute funds for community social, mental health, developmental disabilities,
23 and alcohol and other drug abuse services and for services under ss. 46.51, 46.87,
24 46.985, and 51.421 to county departments under ss. 46.215, 46.22, 46.23, 51.42, and
25 51.437 and to county aging units, as provided in subs. (2), (2m), and (7) to (9).

ENGROSSED ASSEMBLY BILL 100**SECTION 880**

1 **SECTION 880.** 46.48 (11m) of the statutes is created to read:

2 **46.48 (11m) FEMALE OFFENDER REINTEGRATION PROGRAM.** (a) In this subsection:

3 1. “Offender” has the meaning given in s. 304.16 (2) (i).

4 2. “Prisoner” has the meaning given in s. 301.01 (2).

5 (b) The department shall award not more than \$83,800 in fiscal year 2005–06
6 and not more than \$106,400 in fiscal year 2006–07 as a grant to an organization or
7 a group of organizations to provide services for female prisoners and offenders from
8 Milwaukee County and their children, if the prisoners or offenders have been
9 convicted of nonviolent crimes.

10 (c) The grant awardee under par. (b) shall provide at least all of the following
11 for up to 6 months before a prisoner’s release from prison and up to 2 years after
12 release:

13 1. Screening, assessment, and treatment, including mental health and
14 permanency services, for the prisoners or offenders to assist in their reintegration
15 into the community.

16 2. At-risk assessments for all dependent children of female prisoners or
17 offenders who receive services under subd. 1., and comprehensive support services.

18 **SECTION 883.** 46.495 (1) (am) of the statutes is amended to read:

19 **46.495 (1) (am)** The department shall reimburse each county from the
20 appropriations under s. 20.435 ~~(3)–(6)~~ and (7) (b) and (o) for social services as
21 approved by the department under ss. 46.215 (1), (2) (c) 1., and (3) and 46.22 (1) (b)
22 1. d. and (e) 3. a. except that no reimbursement may be made for the administration
23 of or aid granted under s. 49.02.

24 **SECTION 884.** 46.495 (1) (d) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 884**

1 46.495 (1) (d) From the appropriations under s. 20.435 ~~(3)–(e)~~ and (7) (b) and
2 (o), the department shall distribute the funding for social services, including funding
3 for foster care ~~or~~, treatment foster care, or subsidized guardianship care of a child on
4 whose behalf aid is received under s. 46.261, to county departments under ss. 46.215,
5 46.22, and 46.23 as provided under s. 46.40. County matching funds are required for
6 the distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for
7 the distribution under s. 46.40 (2) shall be specified in a schedule established
8 annually by the department of health and family services. Each county's required
9 match for the distribution under s. 46.40 (8) for a year equals 9.89% of the total of
10 the county's distributions under s. 46.40 (8) for that year for which matching funds
11 are required plus the amount the county was required by s. 46.26 (2) (c), 1985 stats.,
12 to spend for juvenile delinquency-related services from its distribution for 1987.
13 Each county's required match for the distribution under s. 46.40 (9) (b) for a year
14 equals 9.89% of that county's amounts described in s. 46.40 (9) (a) (intro.) for that
15 year. Matching funds may be from county tax levies, federal and state revenue
16 sharing funds, or private donations to the county that meet the requirements
17 specified in s. 51.423 (5). Private donations may not exceed 25% of the total county
18 match. If the county match is less than the amount required to generate the full
19 amount of state and federal funds distributed for this period, the decrease in the
20 amount of state and federal funds equals the difference between the required and the
21 actual amount of county matching funds.

22 **SECTION 885.** 46.51 (4) of the statutes is amended to read:

23 46.51 (4) A county may use the funds distributed under this section to fund
24 additional foster parents ~~and~~, treatment foster parents, and subsidized guardians
25 or interim caretakers to care for abused and neglected children and to fund

ENGROSSED ASSEMBLY BILL 100**SECTION 885**

1 additional staff positions to provide services related to child abuse and neglect and
2 to unborn child abuse.

3 **SECTION 889.** 46.515 (2) of the statutes is amended to read:

4 46.515 (2) FUNDS PROVIDED. If a county or Indian tribe applies and is selected
5 by the department under sub. (5) to participate in the program under this section,
6 the department shall award, from the appropriation under s. 20.435 (3) ~~(de)~~ (5) (ab),
7 a grant annually to be used only for the purposes specified in sub. (4) (a) and (am).
8 The minimum amount of a grant is \$10,000. The department shall determine the
9 amount of a grant awarded to a county, other than a county with a population of
10 500,000 or more, or Indian tribe in excess of the minimum amount based on the
11 number of births that are funded by medical assistance under subch. IV of ch. 49 in
12 that county or the reservation of that Indian tribe in proportion to the number of
13 births that are funded by medical assistance under subch. IV of ch. 49 in all of the
14 counties and the reservations of all of the Indian tribes to which grants are awarded
15 under this section. The department shall determine the amount of a grant awarded
16 to a county with a population of 500,000 or more in excess of the minimum amount
17 based on 60% of the number of births that are funded by medical assistance under
18 subch. IV of ch. 49 in that county in proportion to the number of births that are
19 funded by medical assistance under subch. IV of ch. 49 in all of the counties and the
20 reservations of all of the Indian tribes to which grants are awarded under this
21 section.

22 **SECTION 895.** 46.52 of the statutes is amended to read:

23 **46.52 Systems change grants.** From the appropriation under s. 20.435 (7)
24 (md), the department shall distribute funds to each grant recipient under this section
25 so as to permit initial phasing in of recovery-oriented system changes, prevention

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1 and early intervention strategies, and consumer and family involvement for
2 individuals with mental illness. At least 10% of the funds distributed shall be for
3 children with mental illness. ~~The department shall eliminate the funding for a~~
4 ~~recipient at the end of a period of not more than 3 years in order to provide funding~~
5 ~~to benefit another recipient. The department shall require that community services~~
6 ~~that are developed under this section are continued, following termination of funding~~
7 ~~under this section, by use of savings made available from incorporating recovery,~~
8 ~~prevention and early intervention strategies, and consumer and family involvement~~
9 ~~in the services.~~

10 **SECTION 896.** 46.75 (2) (a) of the statutes is amended to read:

11 46.75 (2) (a) From the appropriation under s. 20.435 (3) (5) (dn), the
12 department shall award grants to agencies to operate food distribution programs
13 that qualify for participation in the emergency food assistance program under P.L.
14 98–8, as amended.

15 **SECTION 897.** 46.77 of the statutes is amended to read:

16 **46.77 Food distribution administration.** From the appropriation under s.
17 20.435 (3) (5) (dn), the department shall allocate funds to eligible recipient agencies,
18 as defined in the emergency food assistance act, P.L. 98–8, section 201A, as amended,
19 for the storage, transportation and distribution of commodities provided under the
20 hunger prevention act of 1988, P.L. 100–435, as amended.

21 **SECTION 897p.** 46.81 (2) of the statutes is amended to read:

22 46.81 (2) From the appropriation account under s. 20.435 (7) (dh), the
23 department shall allocate \$2,298,400 in each fiscal year and from the appropriation
24 account under s. 20.435 (7) (kz) the department shall allocate \$600,000 in fiscal year
25 2006–07 to aging units to provide benefit specialist services for older individuals.

ENGROSSED ASSEMBLY BILL 100**SECTION 897p**

1 The department shall ensure that each aging unit receives funds and shall take into
2 account the proportion of the state's population of low-income older individuals who
3 reside in a county.

4 **SECTION 897r.** 46.81 (2) of the statutes, as affected by 2005 Wisconsin Act ...
5 (this act), is amended to read:

6 46.81 (2) From the appropriation account under s. 20.435 (7) (dh), the
7 department shall allocate \$2,298,400 in each fiscal year and from the appropriation
8 account under s. 20.435 (7) (kz) the department shall allocate \$600,000 in fiscal year
9 2006–07 to aging units to provide benefit specialist services for older individuals.

10 The department shall ensure that each aging unit receives funds and shall take into
11 account the proportion of the state's population of low-income older individuals who
12 reside in a county.

13 **SECTION 898.** 46.95 (2) (a) of the statutes is amended to read:

14 46.95 (2) (a) The secretary shall make grants from the appropriations under
15 s. 20.435 (3) (cd), and (hh) and ~~(km)~~ to organizations for the provision of any of the
16 services specified in sub. (1) (d). Grants may be made to organizations which have
17 provided those domestic abuse services in the past or to organizations which propose
18 to provide those services in the future. No grant may be made to fund services for
19 child or unborn child abuse or abuse of elderly persons.

20 **SECTION 898c.** 46.95 (2) (d) 1. of the statutes is repealed.

21 **SECTION 898e.** 46.95 (2) (d) 2. of the statutes is renumbered 46.95 (2) (d) and
22 amended to read:

23 46.95 (2) (d) ~~Not more than 33 1/3% of the 30% of an organization's operating~~
24 ~~budget not funded by grants under this section may consist of the value of An~~
25 organization that receives a grant under this section shall provide matching funds

ENGROSSED ASSEMBLY BILL 100**SECTION 898e**

1 or in-kind contributions that are equal to 25 percent of the amount of the grant. The
2 department shall establish guidelines regarding which contributions qualify as
3 in-kind contributions.

4 **SECTION 899.** 46.95 (2) (f) (intro.) of the statutes is amended to read:

5 46.95 (2) (f) (intro.) From the appropriations under s. 20.435 (3) (cd), and (hh)
6 ~~and (km)~~, the department shall do all of the following:

7 **SECTION 900.** 46.95 (2) (f) 7. of the statutes is amended to read:

8 46.95 (2) (f) 7. Award ~~a grant of \$25,000 grants~~ in each fiscal year to ~~each of~~
9 30 organizations to enhance support services. Funding may be used for such
10 purposes as case management; children's programming; assisting victims of
11 domestic abuse to find employment; and training in and activities promoting
12 self-sufficiency.

13 **SECTION 901.** 46.95 (2) (f) 8. of the statutes is amended to read:

14 46.95 (2) (f) 8. Award ~~\$200,000 in~~ grants in each fiscal year to organizations
15 for domestic abuse services for individuals who are members of underserved
16 populations, including racial minority group members and individuals with mental
17 illness or developmental disabilities. ~~A grant to an organization may not exceed~~
18 ~~\$60,000.~~

19 **SECTION 902.** 46.95 (2) (f) 9. of the statutes is amended to read:

20 46.95 (2) (f) 9. Award a grant of ~~\$25,000 in fiscal year 1999–2000 and a grant~~
21 ~~of \$50,000 in each fiscal year thereafter~~ to the Wisconsin Coalition Against Domestic
22 Violence for toward the cost of a staff person to provide assistance in obtaining legal
23 services to domestic abuse victims.

24 **SECTION 903.** 46.95 (2) (f) 10. of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 903**

1 46.95 (2) (f) 10. Award a grant of \$563,500 in each fiscal year to the Refugee
2 Family Strengthening Project for providing domestic abuse services to the refugee
3 population. Funding may be used to hire bilingual staff persons, especially those
4 who speak Hmong.

5 **SECTION 904.** 46.95 (2) (g) of the statutes is repealed.

6 **SECTION 905.** 46.972 (title) of the statutes is amended to read:

7 **46.972** (title) **Services Primary health for homeless individuals.**

8 **SECTION 906.** 46.972 (2) (title) of the statutes is repealed.

9 **SECTION 907.** 46.972 (2) of the statutes is renumbered 46.972.

10 **SECTION 908.** 46.972 (3) of the statutes is renumbered 560.9811 and amended
11 to read:

12 **560.9811 Mental health services. (1)** In this subsection section, “chronic
13 mental illness” has the meaning given in s. 51.01 (3g).

14 **(2)** From the appropriation under s. ~~20.435 (7) (ce)~~ 20.143 (2) (fr), the
15 department may not allocate award more than \$45,000 in each fiscal year to applying
16 public or nonprofit private entities for the costs of providing certain mental health
17 services to homeless individuals with chronic mental illness. Entities that receive
18 funds allocated awarded by the department under this subsection shall provide the
19 mental health services required under 42 USC 290cc-24. The amount that the
20 department allocates awards to an applying entity may not exceed 50% of the
21 amount of matching funds required under 42 USC 290cc-23.

22 **SECTION 909.** 46.977 (2) (a) of the statutes is amended to read:

23 46.977 **(2)** (a) ~~Annually, prior to April 30, an organization may apply to~~ From
24 the appropriation under s. 20.435 (7) (cg), the department for a grant may under this
25 section, based on the criteria under par. (c), award grants to applying organizations

ENGROSSED ASSEMBLY BILL 100

1 for the purpose of ~~recruiting, training, monitoring~~ and assisting guardians for
2 persons determined to be incompetent under ch. 880. By June 30, the department
3 ~~shall determine which organizations will receive a grant during the following fiscal~~
4 ~~year based on the criteria under par. (c).~~ No grant may be awarded paid unless the
5 applicant awardee provides matching funds equal to 10% of the amount of the award.
6 ~~The department shall make grants under this section from the appropriation under~~
7 ~~s. 20.435 (7) (cg).~~

8 **SECTION 910.** 46.977 (2) (b) (intro.) of the statutes is amended to read:

9 46.977 **(2)** (b) (intro.) Organizations awarded grants under ~~this section~~ par. (a)
10 shall do all of the following:

11 **SECTION 911.** 46.977 (2) (b) 1. of the statutes is repealed.

12 **SECTION 912.** 46.977 (2) (b) 2. of the statutes is amended to read:

13 46.977 **(2)** (b) 2. Provide training ~~for recruited guardians~~ and technical
14 assistance on their duties guardianship issues.

15 **SECTION 913.** 46.977 (2) (b) 3. of the statutes is repealed.

16 **SECTION 914.** 46.977 (2) (b) 4. of the statutes is amended to read:

17 46.977 **(2)** (b) 4. Provide technical assistance to recruited guardians in
18 performing their duties.

19 **SECTION 915.** 46.977 (2) (c) (intro.) and 2. of the statutes are consolidated,
20 renumbered 46.977 (2) (c) and amended to read:

21 46.977 **(2)** (c) In reviewing applications for grants, the department shall
22 consider ~~all of the following:~~ The the extent to which the proposed program will
23 effectively ~~recruit, train, monitor~~ and assist guardians for persons determined to be
24 incompetent under ch. 880.

25 **SECTION 916.** 46.977 (2) (c) 1. of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 917**

1 **SECTION 917.** 46.985 (2) (a) 4. of the statutes is amended to read:

2 46.985 **(2)** (a) 4. Procedures for coordinating the family support program and
3 the use of its funds, throughout this state and in each service area, with other
4 publicly funded programs including the community options program under s. 46.27;
5 ~~the community integration program~~ a community integration program under ss.
6 46.275, 46.277, and 46.278; the Community Opportunity and Recovery Program
7 under s. 46.2785; the social services, mental health, and developmental disabilities
8 programs under ss. 46.495, 51.42, and 51.437; the independent living center program
9 under s. 46.96; and the ~~medical assistance~~ Medical Assistance program under subch.
10 IV of ch. 49.

11 **SECTION 918.** 46.99 (2) (a) (intro.) of the statutes is amended to read:

12 46.99 **(2)** (a) (intro.) From the appropriations under s. 20.435 (3) (eg), ~~(km)~~ and
13 (nL), the department shall distribute \$2,125,200 in each fiscal year to applying
14 nonprofit corporations and public agencies operating in a county having a population
15 of 500,000 or more and \$1,199,300 in each fiscal year to applying county departments
16 under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county
17 having a population of 500,000 or more to provide programs to accomplish all of the
18 following:

19 **SECTION 919.** 46.995 (1m) of the statutes is amended to read:

20 46.995 **(1m)** TRIBAL ADOLESCENT SERVICES ALLOCATIONS ALLOCATION. From the
21 appropriation account under s. ~~20.435 (3) (km)~~, the department may allocate
22 \$195,000 in each fiscal year and, from the appropriation account under s. 20.435 (3)
23 (eg), the department may allocate ~~\$15,000~~ \$210,000 in each fiscal year to provide the
24 grants specified in subs. (2), (3) (b), and (4m) (b).

25 **SECTION 920.** 46.995 (2) of the statutes is amended to read:

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1 46.995 **(2)** ADOLESCENT SELF-SUFFICIENCY SERVICES. From the ~~allocations~~
2 allocation under sub. (1m), the department may provide a grant annually in the
3 amount of \$85,000 to the elected governing body of a federally recognized American
4 Indian tribe or band to provide services for adolescent parents which shall emphasize
5 high school graduation and vocational preparation, training, and experience and
6 may be structured so as to strengthen the adolescent parent's capacity to fulfill
7 parental responsibilities by developing social skills and increasing parenting skills.
8 The tribe or band seeking to receive a grant to provide these services shall develop
9 a proposed service plan that is approved by the department.

10 **SECTION 921.** 46.995 (3) (b) of the statutes is amended to read:

11 46.995 **(3)** (b) From the ~~allocations~~ allocation under sub. (1m), the department
12 may provide a grant annually in the amount of \$65,000 to the elected governing body
13 of a federally recognized American Indian tribe or band to provide to high-risk
14 adolescents pregnancy and parenthood prevention services which shall be
15 structured so as to increase development of decision-making and communications
16 skills, promote graduation from high school, and expand career and other options
17 and which may address needs of adolescents with respect to pregnancy prevention.

18 **SECTION 922.** 46.995 (4m) (b) (intro.) of the statutes is amended to read:

19 46.995 **(4m)** (b) (intro.) From the ~~allocations~~ allocation under sub. (1m), the
20 department may provide a grant annually in the amount of \$60,000 to the elected
21 governing body of a federally recognized American Indian tribe or band for the
22 provision of information to members of the tribe or band in order to increase
23 community knowledge about problems of adolescents and information to and
24 activities for adolescents, particularly female adolescents, in order to enable the
25 adolescents to develop skills with respect to all of the following:

ENGROSSED ASSEMBLY BILL 100**SECTION 924**

1 **SECTION 924.** 48.33 (4) (intro.) of the statutes is amended to read:

2 48.33 **(4)** OTHER OUT-OF-HOME PLACEMENTS. (intro.) A report recommending
3 placement of an adult expectant mother outside of her home shall be in writing. A
4 report recommending placement of a child in a foster home, treatment foster home,
5 group home, or residential care center for children and youth ~~or~~ in the home of a
6 relative other than a parent, or in the home of a guardian under s. 48.977 (2) shall
7 be in writing and shall include all of the following:

8 **SECTION 925.** 48.345 (3) (c) of the statutes is amended to read:

9 48.345 **(3)** (c) A foster home or treatment foster home licensed under s. 48.62
10 ~~or~~ a group home licensed under s. 48.625, or in the home of a guardian under s.
11 48.977 (2).

12 **SECTION 926.** 48.356 (1) of the statutes is amended to read:

13 48.356 **(1)** Whenever the court orders a child to be placed outside his or her
14 home, orders an expectant mother of an unborn child to be placed outside of her
15 home, or denies a parent visitation because the child or unborn child has been
16 adjudged to be in need of protection or services under s. 48.345, 48.347, 48.357,
17 48.363, or 48.365 or whenever the court appoints a guardian for a child under s.
18 48.977 (2), the court shall orally inform the parent or parents who appear in court
19 or the expectant mother who appears in court of any grounds for termination of
20 parental rights under s. 48.415 ~~which~~ that may be applicable and of the conditions
21 necessary for the child or expectant mother to be returned to the home or for the
22 parent to be granted visitation.

23 **SECTION 927.** 48.425 (1) (g) of the statutes is amended to read:

24 48.425 **(1)** (g) If an agency designated under s. 48.427 (3m) (a) 1. to 4.
25 determines that it is unlikely that the child will be adopted, or if adoption would not

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1 be in the best interests of the child, the report shall include a plan for placing the child
2 in a permanent family setting. The plan shall include a recommendation as to the
3 agency to be named guardian of the child ~~or~~, a recommendation that the person
4 appointed as the guardian of the child under s. 48.977 (2) continue to be the guardian
5 of the child, or a recommendation that a guardian be appointed for the child under
6 s. 48.977 (2).

7 **SECTION 928.** 48.427 (3m) (intro.) of the statutes is amended to read:

8 48.427 (3m) (intro.) If the rights of both parents or of the only living parent are
9 terminated under sub. (3) and if a guardian has not been appointed under s. 48.977,
10 the court shall either do one of the following:

11 **SECTION 929.** 48.427 (3m) (c) of the statutes is created to read:

12 48.427 (3m) (c) Appoint a guardian under s. 48.977 and transfer guardianship
13 and custody of the child to the guardian.

14 **SECTION 930.** 48.427 (3p) of the statutes is amended to read:

15 48.427 (3p) If the rights of both parents or of the only living parent are
16 terminated under sub. (3) and if a guardian has been appointed under s. 48.977, the
17 court may enter one of the orders specified in sub. (3m) (a) or (b). If the court enters
18 an order under this subsection, the court shall terminate the guardianship under s.
19 48.977.

20 **SECTION 932.** 48.48 (17) (a) 3. of the statutes is amended to read:

21 48.48 (17) (a) 3. Provide appropriate protection and services for children and
22 the expectant mothers of unborn children in its care, including providing services for
23 those children and their families and for those expectant mothers in their own
24 homes, placing the children in licensed foster homes, treatment foster homes, or
25 group homes in this state or another state within a reasonable proximity to the

ENGROSSED ASSEMBLY BILL 100**SECTION 932**

1 agency with legal custody, placing the children in the homes of guardians under s.
2 48.977 (2), or contracting for services for those children by licensed child welfare
3 agencies, except that the department may not purchase the educational component
4 of private day treatment programs unless the department, the school board, as
5 defined in s. 115.001 (7), and the state superintendent of public instruction all
6 determine that an appropriate public education program is not available. Disputes
7 between the department and the school district shall be resolved by the state
8 superintendent of public instruction.

9 **SECTION 933.** 48.48 (17) (c) 4. of the statutes is amended to read:

10 48.48 (17) (c) 4. Is living in a foster home, treatment foster home, group home,
11 ~~or~~, residential care center for children and youth, or subsidized guardianship home
12 under s. 48.62 (5).

13 **SECTION 934.** 48.57 (1) (c) of the statutes is amended to read:

14 48.57 (1) (c) To provide appropriate protection and services for children and the
15 expectant mothers of unborn children in its care, including providing services for
16 those children and their families and for those expectant mothers in their own
17 homes, placing those children in licensed foster homes, treatment foster homes, or
18 group homes in this state or another state within a reasonable proximity to the
19 agency with legal custody, placing those children in the homes of guardians under
20 s. 48.977 (2), or contracting for services for those children by licensed child welfare
21 agencies, except that the county department may not purchase the educational
22 component of private day treatment programs unless the county department, the
23 school board, as defined in s. 115.001 (7), and the state superintendent of public
24 instruction all determine that an appropriate public education program is not

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1 available. Disputes between the county department and the school district shall be
2 resolved by the state superintendent of public instruction.

3 **SECTION 935.** 48.57 (3) (a) 4. of the statutes is amended to read:

4 48.57 (3) (a) 4. Is living in a foster home, treatment foster home, group home,
5 ~~or~~ residential care center for children and youth, or subsidized guardianship home
6 under s. 48.62 (5).

7 **SECTION 936.** 48.57 (3m) (cm) of the statutes is amended to read:

8 48.57 (3m) (cm) A kinship care relative who receives a payment under par. (am)
9 for providing care and maintenance for a child is not eligible to receive a payment
10 under sub. (3n) or s. 48.62 (4) or (5) for that child.

11 **SECTION 937.** 48.57 (3m) (h) of the statutes is created to read:

12 48.57 (3m) (h) A county department or, in a county having a population of
13 500,000 or more, the department may recover an overpayment made under par. (am)
14 from a kinship care relative who continues to receive payments under par. (am) by
15 reducing the amount of the kinship care relative's monthly payment. The
16 department may by rule specify other methods for recovering overpayments made
17 under par. (am). A county department that recovers an overpayment under this
18 paragraph due to the efforts of its officers and employees may retain a portion of the
19 amount recovered, as provided by the department by rule.

20 **SECTION 938.** 48.57 (3n) (cm) of the statutes is amended to read:

21 48.57 (3n) (cm) A long-term kinship care relative who receives a payment
22 under par. (am) for providing care and maintenance for a child is not eligible to
23 receive a payment under sub. (3m) or s. 48.62 (4) or (5) for that child.

24 **SECTION 939.** 48.57 (3n) (h) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 939**

1 48.57 (3n) (h) A county department or, in a county having a population of
2 500,000 or more, the department may recover an overpayment made under par. (am)
3 from a long-term kinship care relative who continues to receive payments under par.
4 (am) by reducing the amount of the long-term kinship care relative's monthly
5 payment. The department may by rule specify other methods for recovering
6 overpayments made under par. (am). A county department that recovers an
7 overpayment under this paragraph due to the efforts of its officers and employees
8 may retain a portion of the amount recovered, as provided by the department by rule.

9 **SECTION 940.** 48.57 (3p) (a) of the statutes is amended to read:

10 48.57 (3p) (a) In this subsection, "adult resident" means a person 18 years of
11 age or over who lives at the home of a person who has applied for or is receiving
12 payments under sub. (3m) or (3n) or s. 48.62 (5) (a) or (b) with the intent of making
13 that home his or her home or who lives for more than 30 days cumulative in any
14 6-month period at the home of a person who has applied for or is receiving payments
15 under sub. (3m) or (3n) or s. 48.62 (5) (a) or (b).

16 **SECTION 941.** 48.57 (3p) (b) 1. of the statutes is amended to read:

17 48.57 (3p) (b) 1. After receipt of an application for payments under sub. (3m)
18 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a
19 population of 500,000 or more, the department of health and family services, with
20 the assistance of the department of justice, shall conduct a background investigation
21 of the applicant.

22 **SECTION 942.** 48.57 (3p) (b) 3. of the statutes is amended to read:

23 48.57 (3p) (b) 3. The county department or, in a county having a population of
24 500,000 or more, the department of health and family services, with the assistance
25 of the department of justice, may conduct a background investigation of any person

ENGROSSED ASSEMBLY BILL 100**SECTION 942**

1 who is receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) at any time that
2 the county department or department of health and family services considers to be
3 appropriate.

4 **SECTION 943.** 48.57 (3p) (c) 1. of the statutes is amended to read:

5 48.57 **(3p)** (c) 1. After receipt of an application for payments under sub. (3m)
6 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a
7 population of 500,000 or more, the department of health and family services, with
8 the assistance of the department of justice, shall, in addition to the investigation
9 under par. (b) 1., conduct a background investigation of all employees and
10 prospective employees of the applicant who have or would have regular contact with
11 the child for whom those payments are being made and of each adult resident.

12 **SECTION 944.** 48.57 (3p) (c) 2m. of the statutes is amended to read:

13 48.57 **(3p)** (c) 2m. The county department or, in a county having a population
14 of 500,000 or more, the department of health and family services, with the assistance
15 of the department of justice, may conduct a background investigation of any of the
16 employees or prospective employees of any person who is receiving payments under
17 sub. (3n) or s. 48.62 (5) (a) or (b) who have or would have regular contact with the child
18 for whom payments are being made and of each adult resident at any time that the
19 county department or department of health and family services considers to be
20 appropriate.

21 **SECTION 945.** 48.57 (3p) (c) 3. of the statutes is amended to read:

22 48.57 **(3p)** (c) 3. Before a person who is receiving payments under sub. (3m) or
23 (3n) or s. 48.62 (5) (a) or (b) may employ any person in a position in which that person
24 would have regular contact with the child for whom those payments are being made
25 or permit any person to be an adult resident, the county department or, in a county

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1 having a population of 500,000 or more, the department of health and family
2 services, with the assistance of the department of justice, shall conduct a background
3 investigation of the prospective employee or prospective adult resident unless that
4 person has already been investigated under subd. 1., 2. or 2m.

5 **SECTION 946.** 48.57 (3p) (fm) 1m. of the statutes is amended to read:

6 48.57 **(3p)** (fm) 1m. The county department or, in a county having a population
7 of 500,000 or more, the department of health and family services may not enter into
8 the agreement under sub. (3n) (am) 6. or make payments under s. 48.62 (5) (a) or (b)
9 unless the county department or department of health and family services receives
10 information from the department of justice relating to the conviction record of the
11 applicant under the law of this state and that record indicates either that the
12 applicant has not been arrested or convicted or that the applicant has been arrested
13 or convicted but the director of the county department or, in a county having a
14 population of 500,000 or more, the person designated by the secretary of health and
15 family services to review conviction records under this subdivision determines that
16 the conviction record is satisfactory because it does not include any arrest or
17 conviction that the director or person designated by the secretary determines is
18 likely to adversely affect the child or the ~~long-term kinship care relative's~~ applicant's
19 ability to care for the child. The county department or, in a county having a
20 population of 500,000 or more, the department of health and family services may
21 make payments under sub. (3n) or s. 48.62 (5) (a) or (b) conditioned on the receipt of
22 information from the federal bureau of investigation indicating that the person's
23 conviction record under the law of any other state or under federal law is satisfactory
24 because the conviction record does not include any arrest or conviction that the
25 director of the county department or, in a county having a population of 500,000 or

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1 more, the person designated by the secretary of health and family services to review
2 conviction records under this subdivision determines is likely to adversely affect the
3 child or the ~~long-term kinship care relative's~~ applicant's ability to care for the child.

4 **SECTION 947.** 48.57 (3p) (fm) 2m. of the statutes is amended to read:

5 48.57 **(3p)** (fm) 2m. A person receiving payments under sub. (3n) or s. 48.62 (5)
6 (a) or (b) may provisionally employ a person in a position in which that person would
7 have regular contact with the child for whom those payments are being made or
8 provisionally permit a person to be an adult resident if the person receiving those
9 payments states to the county department or, in a county having a population of
10 500,000 or more, the department of health and family services that, to the best of his
11 or her knowledge, the employee or adult resident does not have any arrests or
12 convictions that could adversely affect the child or the ability of the person receiving
13 payments to care for the child. A person receiving payment under sub. (3n) or s. 48.62
14 (5) (a) or (b) may not finally employ a person in a position in which that person would
15 have regular contact with the child for whom those payments are being made or
16 finally permit a person to be an adult resident until the county department or, in a
17 county having a population of 500,000 or more, the department of health and family
18 services receives information from the department of justice relating to the person's
19 conviction record under the law of this state and that record indicates either that the
20 person has not been arrested or convicted or that the person has been arrested or
21 convicted but the director of the county department or, in a county having a
22 population of 500,000 or more, the person designated by the secretary of health and
23 family services to review conviction records under this subdivision determines that
24 the conviction record is satisfactory because it does not include any arrest or
25 conviction that is likely to adversely affect the child or the ~~long-term kinship care~~

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1 relative's ability of the person receiving payments to care for the child and the county
2 department or department of health and family services so advises the person
3 receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b). A person receiving
4 payments under sub. (3n) or s. 48.62 (5) (a) or (b) may finally employ a person in a
5 position in which that person would have regular contact with the child for whom
6 those payments are being made or finally permit a person to be an adult resident
7 conditioned on the receipt of information from the county department or, in a county
8 having a population of 500,000 or more, the department of health and family services
9 that the federal bureau of investigation indicates that the person's conviction record
10 under the law of any other state or under federal law is satisfactory because the
11 conviction record does not include any arrest or conviction that the director of the
12 county department or, in a county having a population of 500,000 or more, the person
13 designated by the secretary of health and family services to review conviction records
14 under this subdivision determines is likely to adversely affect the child or the
15 ~~long-term kinship care~~ relative's ability of the person receiving payments to care for
16 the child.

17 **SECTION 948.** 48.57 (3p) (hm) of the statutes is amended to read:

18 48.57 **(3p)** (hm) A county department or, in a county having a population of
19 500,000 or more, the department may not make payments to a person under sub. (3n)
20 or s. 48.62 (5) (a) or (b) and a person receiving payments under sub. (3n) or s. 48.62
21 (5) (a) or (b) may not employ a person in a position in which that person would have
22 regular contact with the child for whom payments are being made or permit a person
23 to be an adult resident if the director of the county department or, in a county having
24 a population of 500,000 or more, the person designated by the secretary to review
25 conviction records under this paragraph determines that the person has any arrest

ENGROSSED ASSEMBLY BILL 100**SECTION 948**

1 or conviction that is likely to adversely affect the child or the ~~long-term kinship care~~
2 relative's person's ability to care for the child.

3 **SECTION 949.** 48.61 (3) of the statutes is amended to read:

4 48.61 (3) To provide appropriate care and training for children in its legal or
5 physical custody and, if licensed to do so, to place children in licensed foster homes,
6 licensed treatment foster homes, and licensed group homes and in the homes of
7 guardians under s. 48.977 (2).

8 **SECTION 950.** 48.615 (1) (b) of the statutes is amended to read:

9 48.615 (1) (b) Before the department may issue a license under s. 48.60 (1) to
10 a child welfare agency that places children in licensed foster homes, licensed
11 treatment foster homes, and licensed group homes and in the homes of guardians
12 under s. 48.977 (2), the child welfare agency must pay to the department a biennial
13 fee of \$254.10.

14 **SECTION 951d.** 48.62 (4) of the statutes is amended to read:

15 48.62 (4) Monthly payments in foster care shall be provided according to the
16 age-related rates specified in this subsection. ~~Beginning on January 1, 2000, the~~
17 ~~age-related rates are: \$299 for children aged 4 and under; \$326 for children aged 5~~
18 ~~to 11; \$371 for children aged 12 to 14 and \$387 for children aged 15 to 17. Beginning~~
19 ~~on January 1, 2001, the age-related rates are: \$302 for children aged 4 and under;~~
20 ~~\$329 for children aged 5 to 11; \$375 for children aged 12 to 14; and \$391 for children~~
21 ~~aged 15 to 17~~ 2006, the age-related rates are \$310 for a child under 5 years of age;
22 \$337 for a child 5 to 11 years of age; \$384 for a child 12 to 14 years of age; and \$401
23 for a child 15 years of age or over. Beginning on January 1, 2007, the age-related
24 rates are \$317 for a child under 5 years of age; \$346 for a child 5 to 11 years of age;
25 \$394 for a child 12 to 14 years of age; and \$411 for a child 15 years of age or over. In

ENGROSSED ASSEMBLY BILL 100**SECTION 951d**

1 addition to these grants for basic maintenance, the department shall make
2 supplemental payments for special needs, exceptional circumstances, care in a
3 treatment foster home, and initial clothing allowances according to rules
4 promulgated by the department.

5 **SECTION 952.** 48.62 (5) of the statutes is created to read:

6 48.62 (5) (a) Subject to par. (d), a county department or, in a county having a
7 population of 500,000 or more, the department shall provide monthly subsidized
8 guardianship payments in the amount specified in par. (e) to a guardian of a child
9 under s. 48.977 (2) or under a substantially similar tribal law or law of another state
10 who was licensed as the child's foster parent or treatment foster parent before the
11 guardianship appointment and who has entered into a subsidized guardianship
12 agreement with the county department or department if the guardian meets the
13 conditions specified in par. (c) 1. and 2. and if the child meets any of the following
14 conditions:

15 1. The child has been placed outside of his or her home, as described in s. 48.365
16 (1), for a cumulative total period of one year or longer, the court has found that the
17 agency primarily responsible for providing services to the child under a court order
18 has made reasonable efforts to make it possible for the child to return to his or her
19 home, while assuring that the child's health and safety are the paramount concerns,
20 but that reunification of the child with the child's parent or parents is unlikely or
21 contrary to the best interests of the child and that further reunification efforts are
22 unlikely to be made or are contrary to the best interests of the child, or that any of
23 the circumstances specified in s. 48.355 (2d) (b) 1. to 5. apply, and the court has found
24 that appointment of a guardian for the child is in the best interests of the child.

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1 2. The child does not meet the conditions specified in subd. 1., but the county
2 department or department has determined, and a court has confirmed under s.
3 48.977 (3r) or under a substantially similar tribal law or law of another state, that
4 appointing a guardian for the child and providing monthly subsidized guardianship
5 payments to the guardian are in the best interests of the child.

6 (b) Subject to par. (d), on the death, incapacity, resignation, or removal of a
7 guardian receiving payments under par. (a), a county department or, in a county
8 having a population of 500,000 or more, the department shall provide monthly
9 subsidized guardianship payments in the amount specified in par. (e) for a period of
10 up to 12 months to an interim caretaker who meets all of the conditions specified in
11 par. (c).

12 (c) A county department or, in a county having a population of 500,000 or more,
13 the department may not provide monthly subsidized guardianship payments under
14 par. (a) or (b) unless all of the following conditions are met:

15 1. The county department or department inspects the home of the guardian or
16 interim caretaker, interviews the guardian or interim caretaker, and determines
17 that placement of the child with the guardian or interim caretaker is in the best
18 interests of the child.

19 2. The county department or department conducts a background investigation
20 under s. 48.57 (3p) of the guardian or interim caretaker, the employees and
21 prospective employees of the guardian or interim caretaker who have or would have
22 regular contact with the child for whom the payments would be made, and any other
23 adult resident, as defined in s. 48.57 (3p) (a), of the home of the guardian or interim
24 caretaker and determines that those individuals do not have any arrests or

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1 convictions that are likely to adversely affect the child or the ability of the guardian
2 or interim caretaker to care for the child.

3 3. In the case of an interim caretaker, the interim caretaker cooperates with
4 the county department or department in finding a permanent placement for the
5 child.

6 (d) The department shall request from the secretary of the federal department
7 of health and human services a waiver of the requirements under 42 USC 670 to 679a
8 that would authorize the state to receive federal foster care and adoption assistance
9 reimbursement under 42 USC 670 to 679a for the costs of providing care for a child
10 who is in the care of a guardian who was licensed as the child's foster parent or
11 treatment foster parent before the guardianship appointment and who has entered
12 into a subsidized guardianship agreement with the county department or
13 department. If the waiver is approved for a county having a population of 500,000
14 or more, the department shall provide the monthly payments under par. (a) from the
15 appropriations under s. 20.435 (3) (cx), (gx), (kw), and (mx). If the waiver is approved
16 for any other county, the department shall determine which counties are authorized
17 to provide monthly payments under par. (a) or (b), and the county departments of
18 those counties shall provide those payments from moneys received under s. 46.495
19 (1) (d).

20 (e) The amount of a monthly payment under par. (a) or (b) for the care of a child
21 shall equal the amount received under sub. (4) by the guardian of the child for the
22 month immediately preceding the month in which the guardianship order was
23 granted. A guardian or an interim caretaker who receives a monthly payment under
24 par. (a) or (b) is not eligible to receive a payment under sub. (4) or s. 48.57 (3m) or (3n).

25 **SECTION 953.** 48.62 (6) of the statutes is created to read:

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1 48.62 (6) The department or a county department may recover an overpayment
2 made under sub. (4) or (5) from a foster parent, treatment foster parent, guardian,
3 or interim caretaker who continues to receive payments under sub. (4) or (5) by
4 reducing the amount of the person's monthly payment. The department may by rule
5 specify other methods for recovering overpayments made under sub. (4) or (5). A
6 county department that recovers an overpayment under this subsection due to the
7 efforts of its officers and employees may retain a portion of the amount recovered, as
8 provided by the department by rule.

9 **SECTION 962d.** 48.65 (3) (a) of the statutes is amended to read:

10 48.65 (3) (a) Before the department may issue a license under sub. (1) to a day
11 care center that provides care and supervision for 4 to 8 children, the day care center
12 must pay to the department a biennial fee of \$60.50. Before the department may
13 issue a license under sub. (1) to a day care center that provides care and supervision
14 for 9 or more children, the day care center must pay to the department a biennial fee
15 of \$30.25, plus a biennial fee of ~~\$8.47~~ \$10.33 per child, based on the number of
16 children that the day care center is licensed to serve. A day care center that wishes
17 to continue a license issued under sub. (1) shall pay the applicable fee under this
18 paragraph by the continuation date of the license. A new day care center shall pay
19 the applicable fee under this paragraph no later than 30 days before the opening of
20 the day care center.

21 **SECTION 1023.** 48.78 (2) (h) of the statutes is created to read:

22 48.78 (2) (h) Paragraph (a) does not prohibit the department, a county
23 department, or a licensed child welfare agency from entering the content of any
24 record kept or information received about an individual in its care or legal custody
25 into the statewide automated child welfare information system established under s.

ENGROSSED ASSEMBLY BILL 100**SECTION 1023**

1 46.03 (7) (g). Paragraph (a) also does not prohibit a county department under s.
2 46.215, 46.22, 46.23, 51.42, or 51.437, the department of health and family services,
3 the department of corrections, or any other organization that has entered into an
4 information sharing and access agreement with one of those county departments or
5 departments and that has been approved for access to the statewide automated child
6 welfare information system by the department of health and family services from
7 having access to information concerning a client of that county department,
8 department, or organization under this chapter or ch. 51 or 938 that is maintained
9 in the statewide automated child welfare information system, if necessary to enable
10 the county department, department, or organization to perform its duties under this
11 chapter or ch. 51 or 938 or to coordinate the delivery of services under this chapter
12 or ch. 51 or 938 to the client. Before entering any information about an individual
13 into the statewide automated child welfare information system, the department,
14 county department, or licensed child welfare agency entering the information shall
15 notify the individual that the information entered may be disclosed as provided in
16 this paragraph.

17 **SECTION 1024.** 48.975 (3) (a) 1. of the statutes is amended to read:

18 48.975 (3) (a) 1. Except as provided in subd. 3., for support of a child who was
19 in foster care or, treatment foster care, or subsidized guardianship care immediately
20 prior to placement for adoption, the initial amount of adoption assistance for
21 maintenance shall be equivalent to the amount of that child's foster care or,
22 treatment foster care, or subsidized guardianship care payment at the time that the
23 agreement under sub. (4) (a) is signed or a lesser amount if agreed to by the proposed
24 adoptive parents and specified in that agreement.

25 **SECTION 1025.** 48.975 (3) (a) 2. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1025**

1 48.975 (3) (a) 2. Except as provided in subd. 3., for support of a child not in foster
2 care ~~or~~, treatment foster care, or subsidized guardianship care immediately prior to
3 placement for adoption, the initial amount of adoption assistance for maintenance
4 shall be equivalent to the uniform foster care rate in effect at the time that the
5 agreement under sub. (4) (a) is signed or a lesser amount if agreed to by the proposed
6 adoptive parents and specified in that agreement.

7 **SECTION 1026.** 48.975 (4) (a) of the statutes is amended to read:

8 48.975 (4) (a) Except in extenuating circumstances, as defined by the
9 department by rule promulgated under sub. (5) (a), a written agreement to provide
10 adoption assistance shall be made prior to adoption. An agreement to provide
11 adoption assistance may be made only for a child who, at the time of placement for
12 adoption, is in the guardianship of the department or other agency authorized to
13 place children for adoption ~~or~~, in the guardianship of an American Indian tribal
14 agency in this state, or in a subsidized guardianship under s. 48.62 (5).

15 **SECTION 1027.** 48.975 (4m) of the statutes is created to read:

16 48.975 (4m) **RECOVERY OF INCORRECT PAYMENTS.** The department may recover
17 an overpayment of adoption assistance from an adoptive parent who continues to
18 receive adoption assistance for maintenance by reducing the amount of the adoptive
19 parent's monthly payment of adoption assistance for maintenance. The department
20 may by rule specify other methods for recovering overpayments of adoption
21 assistance.

22 **SECTION 1028.** 48.977 (title) of the statutes is amended to read:

23 **48.977 (title) Appointment of relatives as guardians for certain**
24 **children in need of protection or services.**

25 **SECTION 1029.** 48.977 (1) of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 1030**

1 **SECTION 1030.** 48.977 (2) (intro.) of the statutes is amended to read:

2 48.977 (2) TYPE OF GUARDIANSHIP. (intro.) This section may be used for the
3 appointment of a ~~relative of a child as a~~ guardian of the person for the a child if the
4 court finds all of the following:

5 **SECTION 1031.** 48.977 (2) (a) of the statutes is amended to read:

6 48.977 (2) (a) That the child has been adjudged to be in need of protection or
7 services under s. 48.13 (1), (2), (3), (3m), (4), (5), (8), (9), (10), (10m), (11), or (11m) or
8 938.13 (4) and been placed, or continued in a placement, outside of his or her home
9 pursuant to one or more court orders under s. 48.345, 48.357, 48.363, 48.365,
10 938.345, 938.357, 938.363, or 938.365 ~~for a cumulative total period of one year or~~
11 longer or that the child has been so adjudged and placement of the child in the home
12 of a guardian under this section has been recommended under s. 48.33 (1) or 938.33
13 (1).

14 **SECTION 1032.** 48.977 (2) (b) of the statutes is amended to read:

15 48.977 (2) (b) That the person nominated as the guardian of the child is a
16 ~~relative of the child~~ person with whom the child has been placed or in whose home
17 placement of the child is recommended under par. (a) and that it is likely that the
18 child will continue to be placed with that ~~relative~~ person for an extended period of
19 time or until the child attains the age of 18 years.

20 **SECTION 1033.** 48.977 (2) (c) of the statutes is amended to read:

21 48.977 (2) (c) That, if appointed, it is likely that the ~~relative~~ person would be
22 willing and able to serve as the child's guardian for an extended period of time or until
23 the child attains the age of 18 years.

24 **SECTION 1034.** 48.977 (2) (f) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1034**

1 48.977 (2) (f) That the agency primarily responsible for providing services to
2 the child under a court order has made reasonable efforts to make it possible for the
3 child to return to his or her home, while assuring that the child's health and safety
4 are the paramount concerns, but that reunification of the child with the child's
5 parent or parents is unlikely or contrary to the best interests of the child and that
6 further reunification efforts are unlikely to be made or are contrary to the best
7 interests of the child or that the agency primarily responsible for providing services
8 to the child under a court order has made reasonable efforts to prevent the removal
9 of the child from his or her home, while assuring the child's health and safety, but that
10 continued placement of the child in the home would be contrary to the welfare of the
11 child, except that the court is not required to find that the agency has made those
12 reasonable efforts with respect to a parent of the child if any of the circumstances
13 specified in s. 48.355 (2d) (b) 1. to 5. applies to that parent. The court shall make the
14 findings specified in this paragraph on a case-by-case basis based on circumstances
15 specific to the child and shall document or reference the specific information on
16 which those findings are based in the guardianship order. A guardianship order that
17 merely references this paragraph without documenting or referencing that specific
18 information in the order or an amended guardianship order that retroactively
19 corrects an earlier guardianship order that does not comply with this paragraph is
20 not sufficient to comply with this paragraph.

21 **SECTION 1035.** 48.977 (3r) of the statutes is created to read:

22 48.977 (3r) SUBSIDIZED GUARDIANSHIP. Subject to s. 48.62 (5) (d), if a county
23 department or, in a county having a population of 500,000 or more, the department
24 has determined under s. 48.62 (5) (a) 2. that appointing a guardian under sub. (2) for
25 a child who does not meet the conditions specified under s. 48.62 (5) (a) 1. and

ENGROSSED ASSEMBLY BILL 100**SECTION 1035**

1 providing monthly subsidized guardianship payments to the guardian are in the best
2 interests of the child, the petitioner under sub. (4) (a) shall include in the petition
3 under sub. (4) (b) a statement of that determination and a request for the court to
4 include in the court's findings under sub. (4) (d) a finding confirming that
5 determination. If the court confirms that determination and appoints a guardian for
6 the child under sub. (2), the county department or department shall provide monthly
7 subsidized guardianship payments to the guardian under s. 48.62 (5).

8 **SECTION 1036.** 48.977 (4) (a) 4. of the statutes is amended to read:

9 48.977 (4) (a) 4. The relative person with whom the child is placed or in whose
10 home placement of the child is recommended as described in sub. (2) (a), if the
11 relative person is nominated as the guardian of the child in the petition.

12 **SECTION 1037.** 48.977 (4) (a) 6. of the statutes is amended to read:

13 48.977 (4) (a) 6. A county department under s. 46.22 or 46.23 or, if the child has
14 been placed pursuant to an order under ch. 938 or the child's placement with the
15 guardian is recommended under ch. 938, a county department under s. 46.215, 46.22,
16 or 46.23.

17 **SECTION 1038.** 48.977 (4) (b) 3. of the statutes is amended to read:

18 48.977 (4) (b) 3. The date on which the child was adjudged in need of protection
19 or services under s. 48.13 (1), (2), (3), (3m), (4), (5), (8), (9), (10), (10m), (11), or (11m)
20 or 938.13 (4) and the dates ~~that~~ on which the child has been placed, or continued in
21 a placement, outside of his or her home pursuant to one or more court orders under
22 s. 48.345, 48.357, 48.363, 48.365, 938.345, 938.357, 938.363, or 938.365 or, if the child
23 has been so adjudged, but not so placed, the date of the report under s. 48.33 (1) or
24 938.33 (1) in which placement of the child in the home of the person is recommended.

25 **SECTION 1039.** 48.977 (4) (c) 1. g. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1039**

1 48.977 (4) (c) 1. g. ~~The relative person~~ with whom the child is placed or in whose
2 home placement of the child is recommended as described in sub. (2) (a), if the
3 relative person is nominated as the guardian of the child in the petition.

4 **SECTION 1040.** 48.977 (4) (e) of the statutes is amended to read:

5 48.977 (4) (e) *Court report.* ~~The~~ For a child who has been placed, or continued
6 in a placement, outside of his or her home for 6 months or longer, the court shall order
7 the person or agency primarily responsible for providing services to the child under
8 a court order to file with the court a report containing the written summary under
9 s. 48.38 (5) (e) and as much information relating to the appointment of a guardian
10 as is reasonably ascertainable. For a child who has been placed, or continued in a
11 placement, outside of his or her home for less than 6 months, the court shall order
12 the person or agency primarily responsible for providing services to the child under
13 a court order to file with the court the report submitted under s. 48.33 (1) or 938.33
14 (1), the permanency plan prepared under s. 48.38 or 938.38, if one has been prepared,
15 and as much information relating to the appointment of a guardian as is reasonably
16 ascertainable. The agency shall file the report at least 48 hours before the date of
17 the dispositional hearing under par. (fm).

18 **SECTION 1041.** 48.977 (4) (g) 1. of the statutes is amended to read:

19 48.977 (4) (g) 1. Whether the relative person would be a suitable guardian of
20 the child.

21 **SECTION 1042.** 48.977 (4) (g) 2. of the statutes is amended to read:

22 48.977 (4) (g) 2. The willingness and ability of the relative person to serve as
23 the child's guardian for an extended period of time or until the child attains the age
24 of 18 years.

25 **SECTION 1043.** 48.977 (4) (h) 1. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1043**

1 48.977 (4) (h) 1. A disposition dismissing the petition if the court determines
2 that appointment of the relative person as the child's guardian is not in the best
3 interests of the child.

4 **SECTION 1044.** 48.977 (4) (h) 2. of the statutes is amended to read:

5 48.977 (4) (h) 2. A disposition ordering that the relative person with whom the
6 child has been placed or in whose home placement of the child is recommended as
7 described in sub. (2) (a) be appointed as the child's guardian under sub. (5) (a) or
8 limited guardian under sub. (5) (b), if the court determines that such an appointment
9 is in the best interests of the child.

10 **SECTION 1045.** 48.982 (4) (a) of the statutes is amended to read:

11 48.982 (4) (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), (m),
12 and (q), the board shall award grants to organizations in accordance with the plan
13 developed under sub. (2) (a). In each of the first 2 fiscal years in which grants are
14 awarded, no organization may receive a grant or grants totaling more than \$30,000.

15 **SECTION 1046.** 48.982 (6) (a) of the statutes is amended to read:

16 48.982 (6) (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), (ma),
17 and (q), the board shall award grants to organizations in accordance with the
18 request-for-proposal procedures developed under sub. (2) (a). No organization may
19 receive a grant or grants under this subsection totaling more than \$150,000 in any
20 year.

21 **SECTION 1047.** 48.982 (7) (a) of the statutes is amended to read:

22 48.982 (7) (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), and
23 (q), the board shall award grants to organizations in accordance with the plan
24 developed under sub. (2) (a).

25 **SECTION 1049.** 49.134 (2) (a) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1049**

1 49.134 (2) (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department
2 shall make grants to local agencies to fund child care resource and referral services
3 provided by those local agencies. The department shall provide an allocation formula
4 to determine the amount of a grant awarded under this section.

5 **SECTION 1052.** 49.136 (2) (a) of the statutes is amended to read:

6 49.136 (2) (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department
7 shall may award grants for the start-up or expansion of child care services.

8 **SECTION 1053.** 49.136 (2) (b) of the statutes is amended to read:

9 49.136 (2) (b) ~~The~~ If the department awards grants under this section, the
10 department shall attempt to award the grants ~~under this section~~ to head start
11 agencies designated under 42 USC 9836, employers that provide or wish to provide
12 child care services for their employees, family day care centers, group day care
13 centers and day care programs for the children of student parents, organizations that
14 provide child care for sick children, and child care providers that employ participants
15 or former participants in a Wisconsin ~~works~~ Works employment position under s.
16 49.147 (3) to (5).

17 **SECTION 1055.** 49.137 (2) (a) of the statutes is amended to read:

18 49.137 (2) (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department
19 may award grants to child care providers that meet the quality of care standards
20 established under s. 49.155 (1d) (b) to improve the retention of skilled and
21 experienced child care staff. In awarding grants under this subsection, the
22 department shall consider the applying child care provider's total enrollment of
23 children and average enrollment of children who receive or are eligible for publicly
24 funded care from the child care provider.

25 **SECTION 1056.** 49.137 (3) (a) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1056**

1 49.137 (3) (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department
2 may award grants to child care providers for assistance in meeting the quality of care
3 standards established under s. 49.155 (1d) (b).

4 **SECTION 1057.** 49.137 (4) (intro.) of the statutes is amended to read:

5 49.137 (4) TRAINING AND TECHNICAL ASSISTANCE CONTRACTS. (intro.) From the
6 allocation under s. 49.155 (1g) ~~(b)~~ (d), the department may contract with one or more
7 agencies for the provision of training and technical assistance to improve the quality
8 of child care provided in this state. The training and technical assistance activities
9 contracted for under this subsection may include any of the following activities:

10 **SECTION 1058.** 49.137 (4m) of the statutes is amended to read:

11 49.137 (4m) LOCAL PASS-THROUGH GRANT PROGRAM. ~~The~~ From the allocation
12 under s. 49.155 (1g) (d), the department shall award grants to local governments and
13 tribal governing bodies for programs to improve the quality of child care. The
14 department shall promulgate rules to administer the grant program, including rules
15 that specify the eligibility criteria and procedures for awarding the grants.

16 **SECTION 1059b.** 49.138 (1m) (intro.) of the statutes is amended to read:

17 49.138 (1m) (intro.) The department shall implement a program of emergency
18 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or
19 impending homelessness, or energy crisis. The department shall establish the
20 maximum amount of aid to be granted, except for cases of energy crisis, per family
21 member based on the funding available under s. 20.445 (3) (dz) and (md). The
22 department need not establish the maximum amount by rule under ch. 227. The
23 department shall publish the maximum amount and annual changes to it in the
24 Wisconsin administrative register. Emergency assistance provided to needy persons
25 under this section ~~in cases of fire, flood, natural disaster, or energy crisis~~ may only

ENGROSSED ASSEMBLY BILL 100**SECTION 1059b**

1 be provided to a needy person once in a 12-month period. Emergency assistance
2 provided to needy persons under this section in cases of homelessness or impending
3 homelessness may be used only to obtain or retain a permanent living
4 accommodation and, ~~except as provided in sub. (2), may only be provided to a needy~~
5 ~~person once in a 36-month period.~~ For the purposes of this section, a family is
6 considered to be homeless, or to be facing impending homelessness, if any of the
7 following applies:

8 **SECTION 1059d.** 49.138 (2) of the statutes is repealed.

9 **SECTION 1059f.** 49.143 (1) (ac) of the statutes is created to read:

10 49.143 (1) (ac) 1. Except for a county department under s. 46.21, 46.22, or 46.23
11 or a tribal governing body, a person who submits a bid in a competitive process under
12 par. (a) 1. shall include with the proposal a filing fee of \$50 and a statement of
13 economic interests that discloses all of the following information:

14 a. The person's assets and liabilities.

15 b. The sources of the person's income.

16 c. All of the person's other clients, as well as a description of the goods or
17 services provided to those clients.

18 d. The identity of all of the person's subsidiaries, affiliates, and parent
19 companies, if any.

20 2. Except for a county department under s. 46.21, 46.22, or 46.23 or a tribal
21 governing body, a Wisconsin Works agency that enters into a succeeding contract
22 with the department under par. (a) 2. shall, before executing the succeeding contract,
23 submit to the department a filing fee of \$50 and a statement of economic interests
24 that discloses the information specified in subd. 1. a. to d.

ENGROSSED ASSEMBLY BILL 100**SECTION 1059f**

1 3. One year after entering into a contract under par. (a) 1. or 2., a Wisconsin
2 Works agency that is not a county department under s. 46.21, 46.22, or 46.23 or a
3 tribal governing body shall submit to the department a filing fee of \$50 and an
4 updated statement of economic interests that discloses the information specified in
5 subd. 1. a. to d.

6 **SECTION 1059g.** 49.143 (2) (intro.) of the statutes is amended to read:

7 49.143 (2) CONTRACT REQUIREMENTS. (intro.) Each contract under sub. (1) shall
8 contain performance-based incentives established by the department, as well as
9 financial penalties that the department shall enforce against a Wisconsin Works
10 agency that fails to serve Wisconsin Works participants as required under the
11 contract. The contract shall require a Wisconsin ~~works~~ Works agency to do all of the
12 following:

13 **SECTION 1059h.** 49.143 (2) (g) of the statutes is created to read:

14 49.143 (2) (g) If the Wisconsin Works agency is not a county department under
15 s. 46.21, 46.22, or 46.23 or a tribal governing body, provide to the department, one
16 year after the date on which the contract under sub. (1) was signed, a filing fee of \$50
17 and an updated statement of economic interests that discloses the information
18 specified in sub. (1) (ac) 1. a. to d.

19 **SECTION 1059t.** 49.143 (4) of the statutes is renumbered 49.143 (4) (a).

20 **SECTION 1059u.** 49.143 (4) (b) of the statutes is created to read:

21 49.143 (4) (b) For a Wisconsin Works agency that is not a county department
22 under s. 46.215, 46.22, or 46.23 or a tribal governing body, the department may select
23 the auditor for the annual single financial audit required under federal law. The
24 Wisconsin Works agency shall be required to pay for the annual single financial
25 audit.

ENGROSSED ASSEMBLY BILL 100**SECTION 1059v**

1 **SECTION 1059v.** 49.143 (5) (c) of the statutes is amended to read:

2 49.143 (5) (c) ~~The~~ Subject to sub. (5m) (b), the department may inspect at any
3 time any Wisconsin ~~works~~ Works agency's records as the department determines is
4 appropriate and necessary for the overall administration of Wisconsin ~~works~~ Works.

5 **SECTION 1059w.** 49.143 (5m) of the statutes is created to read:

6 49.143 (5m) FINANCIAL RECORDS. (a) Each Wisconsin Works agency shall
7 maintain its financial records in accordance with generally accepted accounting
8 principles.

9 (b) To ensure that all expenditures of state and federal moneys related to
10 Wisconsin Works are made in compliance with applicable state laws and rules,
11 applicable federal laws and regulations, and the terms of the contracts between the
12 Wisconsin Works agencies and the department, the department shall do all of the
13 following:

14 1. At least quarterly review the financial records of each Wisconsin Works
15 agency that administers Wisconsin Works in any of the 10 most populous counties.

16 2. At least annually review the financial records of each Wisconsin Works
17 agency not specified in subd. 1.

18 3. Periodically review the financial records of entities that have entered into
19 subcontracts with Wisconsin Works agencies to provide goods or services related to
20 Wisconsin Works.

21 **SECTION 1059x.** 49.145 (2) (s) of the statutes is amended to read:

22 49.145 (2) (s) The individual assigns to the state any right of the individual or
23 of any dependent child of the individual to support or maintenance from any other
24 person, including any right to amounts accruing during the time that any Wisconsin
25 ~~works~~ Works benefit is paid to the individual. If a minor who is a beneficiary of any

ENGROSSED ASSEMBLY BILL 100**SECTION 1059x**

1 Wisconsin ~~wor~~s Works benefit is also the beneficiary of support under a judgment
2 or order that includes support for one or more children not receiving a benefit under
3 Wisconsin ~~wor~~s Works, any support payment made under the judgment or order is
4 assigned to the state during the period that the minor is a beneficiary of the
5 Wisconsin ~~wor~~s Works benefit in the amount that is the proportionate share of the
6 minor receiving the benefit under Wisconsin ~~wor~~s Works, except as otherwise
7 ordered by the court on the motion of a party. Amounts assigned to the state under
8 this paragraph remain assigned to the state until the amount due to the federal
9 government has been recovered. No amount of support that begins to accrue after
10 the individual ceases to receive benefits under Wisconsin ~~wor~~s Works may be
11 considered assigned to this state. Except as provided in s. 49.1455, any money that
12 is received by the department in a month under an assignment to the state under this
13 paragraph for an individual applying for or participating in Wisconsin ~~wor~~s Works
14 and that is not the federal share of support shall be paid to the individual applying
15 for or participating in Wisconsin ~~wor~~s Works. The department shall pay the federal
16 share of support assigned under this paragraph as required under federal law or
17 waiver.

18 **SECTION 1060m.** 49.147 (4) (as) of the statutes is amended to read:

19 49.147 (4) (as) *Required hours.* Except as provided in pars. (at) and (av) and
20 sub. (5m), a Wisconsin ~~wor~~s Works agency shall require a participant placed in a
21 community service job program to work in a community service job for the number
22 of hours determined by the Wisconsin ~~wor~~s Works agency to be appropriate for the
23 participant at the time of application or review, but not to exceed less than 20 hours
24 per week, nor more than 30 hours per week, for a participant in a full-time
25 community service job placement. Except as provided in pars. (at) and (av), a

ENGROSSED ASSEMBLY BILL 100**SECTION 1060m**

1 Wisconsin ~~works~~ Works agency may require a participant placed in the community
2 service job program to participate in education or training activities for not more
3 than 10 hours per week. The department shall monitor the number of hours that
4 participants in community service job placements are required to work to ensure
5 compliance with the requirements under this paragraph by Wisconsin Works
6 agencies.

7 **SECTION 1060p.** 49.147 (5) (bs) of the statutes is amended to read:

8 49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),
9 a Wisconsin ~~works~~ Works agency may require a participant placed in a full-time
10 transitional placement to engage in activities under par. (b) 1. for ~~up to~~ not less than
11 20 hours per week nor more than 28 hours per week. Except as provided in sub. (5m),
12 a Wisconsin ~~works~~ Works agency may require a participant placed in a transitional
13 placement to participate in education or training activities under par. (bm) for not
14 more than 12 hours per week. The department shall monitor the number of hours
15 that participants in transitional placements are required to engage in activities
16 under par. (b) 1. to ensure compliance with the requirements under this paragraph
17 by Wisconsin Works agencies.

18 **SECTION 1061.** 49.147 (6) (c) of the statutes is amended to read:

19 49.147 (6) (c) *Distribution and administration.* From the ~~appropriations~~
20 appropriation under s. 20.445 (3) ~~(dz), (jL), and (md)~~, the department shall distribute
21 funds for job access loans to a Wisconsin Works agency, which shall administer the
22 loans in accordance with rules promulgated by the department.

23 **SECTION 1069m.** 49.153 of the statutes is created to read:

24 **49.153 Notice before taking certain actions. (1)** WRITTEN AND ORAL NOTICE.
25 Before taking any action against a participant that would result in a 20 percent or

ENGROSSED ASSEMBLY BILL 100**SECTION 1069m**

1 more reduction in the participant's benefits or in termination of the participant's
2 eligibility to participate in Wisconsin Works, a Wisconsin Works agency shall do all
3 of the following:

4 (a) Provide to the participant written notice of the proposed action and of the
5 reasons for the proposed action.

6 (b) After providing written notice, explain to the participant orally in person
7 or by phone, or make reasonable attempts to explain to the participant orally in
8 person or by phone, the proposed action and the reasons for the proposed action.

9 (c) After providing the notice under par. (a) and the explanation or the attempts
10 to provide an explanation under par. (b), allow the participant a reasonable time to
11 rectify the deficiency, failure, or other behavior to avoid the proposed action.

12 **(2) RULES.** The department shall promulgate rules that establish procedures
13 for the notice and explanation under sub. (1) and that define "reasonable attempts"
14 for the purpose of sub. (1) (b) and "reasonable time" for the purpose of sub. (1) (c).

15 **SECTION 1075.** 49.155 (1g) (b) of the statutes is amended to read:

16 49.155 **(1g)** (b) From the ~~appropriation~~ appropriations under s. 20.445 (3) ~~(cm),~~
17 ~~(kx), and~~ (mc), distribute \$7,593,500 in fiscal year 2003-04 and \$7,597,300
18 \$1,488,500 in each fiscal year 2004-05 for ~~administering the child care program~~
19 ~~under this section, for grants under s. 49.134 (2) for child day care resource and~~
20 ~~referral services, for grants under s. 49.137 (4m), for a child care scholarship and~~
21 ~~bonus program, and for administration of the department's office of child care and~~
22 for the department's share of the costs for the Child Care Information Center
23 operated by the division for libraries, technology, and community learning in the
24 department of public instruction.

25 **SECTION 1076d.** 49.155 (1g) (c) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1076d**

1 49.155 (1g) (c) From the appropriation account under s. 20.445 (3) (mc),
2 transfer \$4,440,600 \$4,438,200 in fiscal year ~~2003–04~~ 2005–06 and \$4,507,900
3 \$4,440,500 in fiscal year ~~2004–05~~ 2006–07 to the appropriation account under s.
4 20.435 (3) (kx).

5 **SECTION 1077d.** 49.155 (1g) (d) of the statutes is created to read:

6 49.155 (1g) (d) From the appropriation under s. 20.445 (3) (md), distribute
7 \$3,378,500 in fiscal year 2005–06 and \$3,378,500 in fiscal year 2006–07 for grants
8 under s. 49.134 (2) for child day care resource and referral services, for contracts
9 under s. 49.137 (4) for training and technical assistance, for grants under s. 49.137
10 (4m), and for a child care scholarship and bonus program.

11 **SECTION 1077r.** 49.155 (1m) (a) (intro.) of the statutes is amended to read:

12 49.155 (1m) (a) (intro.) The individual is a parent of a child who meets the
13 requirement under s. 49.145 (2) (c) and who is under the age of 13 or, if the child is
14 disabled, is under the age of 19; or is a person who, under s. 48.57 (3m) or (3n), is
15 providing care and maintenance for a child who meets the requirement under s.
16 49.145 (2) (c) and who is under the age of 13 or, if the child is disabled, is under the
17 age of 19; and child care services for that child are needed in order for the individual
18 to do any of the following:

19 **SECTION 1078.** 49.155 (1m) (a) 1m. b. of the statutes is amended to read:

20 49.155 (1m) (a) 1m. b. The individual has not yet attained the age of 18 years
21 and the individual resides with his or her custodial parent or with a kinship care
22 relative under s. 48.57 (3m) or with a long-term kinship care relative under s. 48.57
23 (3n) or is in a foster home or treatment foster home licensed under s. 48.62, a
24 subsidized guardianship home under s. 48.62 (5), a group home, or an independent
25 living arrangement supervised by an adult.

ENGROSSED ASSEMBLY BILL 100**SECTION 1079s**

1 **SECTION 1079s.** 49.155 (1m) (b) 1. of the statutes is amended to read:

2 49.155 **(1m)** (b) 1. Section 49.145 (2) ~~(e)~~, (f) and (g).

3 **SECTION 1080.** 49.155 (1m) (bm) of the statutes is amended to read:

4 49.155 **(1m)** (bm) If the individual is providing care for a child under a court
5 order and is receiving payments on behalf of the child under s. 48.57 (3m) or (3n) or
6 48.62 (5), or if the individual is a foster parent or treatment foster parent, and child
7 care is needed for that child, the ~~individual~~ child meets the requirement under s.
8 49.145 (2) (c).

9 **SECTION 1081.** 49.155 (1m) (c) 1g. of the statutes is amended to read:

10 49.155 **(1m)** (c) 1g. If the individual is a foster parent of the child or a subsidized
11 guardian or interim caretaker of the child under s. 48.62 (5), the child's biological or
12 adoptive family has a gross income that is at or below 200% of the poverty line. In
13 calculating the gross income of the child's biological or adoptive family, the Wisconsin
14 works agency shall include income described under s. 49.145 (3) (b) 1. and 3.

15 **SECTION 1083m.** 49.155 (6) (cm) of the statutes is created to read:

16 49.155 **(6)** (cm) The department shall modify child care provider
17 reimbursement rates established under pars. (a) to (c) so that reimbursement rates
18 are lower for providers of after-school day care.

19 **SECTION 1085f.** 49.161 (4) of the statutes is created to read:

20 49.161 **(4)** UNRECOVERABLE OVERPAYMENTS CAUSED BY WISCONSIN WORKS AGENCY
21 ERROR. If an overpayment under sub. (1), (2), or (3) resulted from an error or omission
22 by a Wisconsin Works agency or a staff person of a Wisconsin Works agency and the
23 department is unable to recover some or all of the overpayment from the individual
24 who received it, the Wisconsin Works agency is liable to the department for the
25 amount of the overpayment that the department is unable to recover.

ENGROSSED ASSEMBLY BILL 100**SECTION 1086**

1 **SECTION 1086.** 49.175 (1) (intro.) of the statutes is amended to read:

2 49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within
3 the limits of the appropriations under s. 20.445 (3) (a), (cm), (dz), ~~(jL)~~, (jm), (k), (kx),
4 (L), (mc), (md), ~~(nL)~~, and (me), and (s) the department shall allocate the following
5 amounts for the following purposes:

6 **SECTION 1087.** 49.175 (1) (a) of the statutes is amended to read:

7 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits provided
8 under contracts having a term that begins on January 1, 2002, and ends on
9 December 31, 2003, ~~\$33,219,700~~ in fiscal year 2003–04; and for Wisconsin Works
10 benefits provided under contracts having a term that begins on January 1, 2004, and
11 ends on December 31, 2005, ~~\$33,219,700~~, \$59,184,700 in fiscal year 2003–04
12 2005–06 and ~~\$66,439,400~~ \$51,930,000 in fiscal year 2004–05 2006–07.

13 **SECTION 1088.** 49.175 (1) (b) of the statutes is amended to read:

14 49.175 (1) (b) *Wisconsin Works administration.* For administration of
15 Wisconsin Works performed under contracts under s. 49.143 having a term that
16 begins on January 1, 2002, and ends on December 31, 2003, ~~\$10,582,800~~ in fiscal
17 year 2003–04; and for administration of Wisconsin Works performed under contracts
18 under s. 49.143 having a term that begins on January 1, 2004, and ends on
19 December 31, 2005, ~~\$10,582,900~~, \$18,999,900 in fiscal year 2003–04 2005–06 and
20 ~~\$21,165,700~~ \$16,834,100 in fiscal year 2004–05 2006–07.

21 **SECTION 1089.** 49.175 (1) (c) of the statutes is amended to read:

22 49.175 (1) (c) *Performance bonuses.* For the payment of performance bonuses
23 to Wisconsin Works agencies that have entered into contracts under s. 49.143 having
24 a term that begins on January 1, 2002 2004, and that ends on December 31, 2003
25 2005, \$0 in fiscal year 2003–04 2005–06.

ENGROSSED ASSEMBLY BILL 100**SECTION 1090**

1 **SECTION 1090.** 49.175 (1) (f) of the statutes is amended to read:

2 49.175 (1) (f) *Wisconsin Works ancillary services.* For program services under
3 Wisconsin Works, ~~including transportation assistance for individuals who are~~
4 ~~eligible to receive temporary assistance for needy families under 42 USC 601 et seq.,~~
5 ~~provided under contracts under s. 49.143 having a term that begins on January 1,~~
6 ~~2002, and ends on December 31, 2003, \$27,803,300 in fiscal year 2003–04; and for~~
7 ~~program services under Wisconsin Works, including transportation assistance for~~
8 ~~individuals who are eligible to receive temporary assistance for needy families under~~
9 ~~42 USC 601 et seq., education and training, mentoring, and other services provided~~
10 ~~under contracts under s. 49.143 having a term that begins on January 1, 2004, and~~
11 ~~ends on December 31, 2005, \$27,803,300, \$49,534,800 in fiscal year 2003–04~~
12 ~~2005–06 and \$55,606,600 \$43,463,000 in fiscal year 2004–05 2006–07.~~

13 **SECTION 1091.** 49.175 (1) (g) of the statutes is amended to read:

14 49.175 (1) (g) *State administration of public assistance programs.* For state
15 administration of public assistance programs, \$18,484,600 \$16,060,000 in each
16 fiscal year.

17 **SECTION 1092.** 49.175 (1) (m) of the statutes is amended to read:

18 49.175 (1) (m) *Children first.* For services under the work experience program
19 for noncustodial parents under s. 49.36, \$1,140,000 \$834,400 in each fiscal year.

20 **SECTION 1093.** 49.175 (1) (n) of the statutes is repealed.

21 **SECTION 1094d.** 49.175 (1) (p) of the statutes is amended to read:

22 49.175 (1) (p) *Direct child care services.* For direct child care services under s.
23 49.155, \$298,640,600 \$310,332,100 in fiscal year 2003–04 2005–06 and
24 \$308,040,600 \$313,432,100 in fiscal year 2004–05 2006–07.

25 **SECTION 1095c.** 49.175 (1) (q) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1095c**

1 49.175 (1) (q) ~~Indirect-child~~ Child care services state administration. For
2 indirect child care services state administration costs under s. 49.155 (1g),
3 \$9,559,400 ~~(b) and (c)~~, \$5,926,700 in fiscal year ~~2003–04~~ 2005–06 and \$9,626,700
4 \$5,929,000 in fiscal year ~~2004–05~~ 2006–07.

5 **SECTION 1096c.** 49.175 (1) (qm) of the statutes is amended to read:

6 49.175 (1) (qm) ~~Local pass-through grant program~~ Quality care for quality
7 kids. For the ~~local pass-through grant program~~ under s. 49.137 (4m), \$2,475,100 in
8 fiscal year ~~2003–04~~ and \$2,478,500 in child care quality improvement activities
9 specified in s. 49.155 (1g) (d), \$3,378,500 in each fiscal year ~~2004–05~~.

10 **SECTION 1098n.** 49.175 (1) (r) of the statutes is amended to read:

11 49.175 (1) (r) ~~Early childhood excellence initiative~~. For grants under s. 49.1375,
12 ~~\$2,500,000~~ \$0 in each fiscal year.

13 **SECTION 1100m.** 49.175 (1) (ze) 1. of the statutes is amended to read:

14 49.175 (1) (ze) 1. ‘Kinship care and long-term kinship care assistance.’ For the
15 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and
16 (3p), ~~\$24,122,200~~ \$23,034,200 in each fiscal year ~~2005–06~~ and \$22,686,300 in fiscal
17 year ~~2006–07~~.

18 **SECTION 1101.** 49.175 (1) (ze) 2. of the statutes is amended to read:

19 49.175 (1) (ze) 2. ‘Children of recipients of supplemental security income.’ For
20 payments made under s. 49.775 for the support of the dependent children of
21 recipients of supplemental security income, ~~\$26,397,200~~ \$30,444,000 in fiscal year
22 ~~2003–04~~ 2005–06 and ~~\$29,175,100~~ \$30,394,000 in fiscal year ~~2004–05~~ 2006–07.

23 **SECTION 1102.** 49.175 (1) (ze) 7. of the statutes is repealed.

24 **SECTION 1103.** 49.175 (1) (ze) 8. of the statutes is repealed.

25 **SECTION 1104.** 49.175 (1) (ze) 10m. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1104**

1 49.175 (1) (ze) 10m. ‘Safety services.’ For services provided in counties having
2 a population of 500,000 or more to ensure the safety of children who the department
3 of health and family services determines may remain at home if appropriate services
4 are provided, ~~\$7,045,500~~ \$5,707,200 in each fiscal year.

5 **SECTION 1105.** 49.175 (1) (ze) 12. of the statutes is amended to read:

6 49.175 (1) (ze) 12. ‘Milwaukee and statewide child welfare administration.’ For
7 the costs associated with the Milwaukee child welfare information system and the
8 Wisconsin statewide automated child welfare information system, ~~\$1,695,700~~
9 \$1,310,800 in fiscal year ~~2003–04~~ 2005–06 and ~~\$1,741,300~~ \$1,317,700 in fiscal year
10 ~~2004–05~~ 2006–07.

11 **SECTION 1106.** 49.175 (1) (zh) of the statutes is amended to read:

12 49.175 (1) (zh) ~~Taxable years 1999 and thereafter~~ Earned income tax credit
13 supplement. For the transfer of moneys from the appropriation account under s.
14 20.445 (3) (md) to the appropriation account under s. 20.835 (2) (kf) for the earned
15 income tax credit, ~~\$57,892,000 in fiscal year 2003–04 and \$59,532,000~~ \$59,532,000
16 in each fiscal year ~~2004–05~~.

17 **SECTION 1107.** 49.175 (1) (zj) of the statutes is repealed.

18 **SECTION 1108.** 49.175 (1) (zL) of the statutes is renumbered 115.28 (35) and
19 amended to read:

20 115.28 (35) *English for Southeast Asian children.* ~~To~~ Annually pay to the school
21 board of the Wausau school district for English training instruction for 3-year-old,
22 4-year-old and 5-year-old Southeast Asian children, ~~\$100,000 in each fiscal year~~
23 the amount appropriated under s. 20.255 (2) (ce).

24 **SECTION 1109.** 49.175 (1) (zn) of the statutes is repealed.

25 **SECTION 1110.** 49.195 (3m) (b) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1110**

1 49.195 (3m) (b) The clerk of circuit court shall accept, file, and enter the each
2 warrant under par. (a) and each satisfaction, release, or withdrawal under par. (d),
3 (e), (g), or (h) in the judgment and lien docket without prepayment of any fee, but the
4 clerk of circuit court shall submit a statement of the proper fee semiannually to the
5 department covering the periods from January 1 to June 30 and July 1 to December
6 31 unless a different billing period is agreed to between the clerk of circuit court and
7 the department. The department shall pay the fees, but shall add the fees provided
8 by s. 814.61 (5) for entering the warrants to the amount of the warrant and shall
9 collect the fees from the person named in the warrant when satisfaction or release
10 is presented for entry.

11 **SECTION 1111.** 49.195 (3m) (h) of the statutes is amended to read:

12 49.195 (3m) (h) If the department arranges a payment schedule with the
13 debtor and the debtor complies with the payment schedule, the department ~~shall~~
14 may issue a notice of withdrawal of the warrant to the clerk of circuit court for the
15 county in which the warrant is filed. ~~The~~ If the department issues a notice of
16 withdrawal of the warrant, the clerk shall void the warrant and the resulting liens.

17 **SECTION 1112.** 49.195 (3n) (p) of the statutes is amended to read:

18 49.195 (3n) (p) A levy is effective from the date on which the levy is first served
19 on the 3rd party until the liability out of which the levy arose is satisfied, or until the
20 levy is released ~~or until one year from the date of service, whichever occurs first.~~

21 **SECTION 1113.** 49.195 (3n) (t) of the statutes is amended to read:

22 49.195 (3n) (t) Any 3rd party is entitled to a levy fee of \$5 for each levy in any
23 case ~~where~~ in which property is secured through the levy. ~~The~~ If the 3rd party retains
24 the fee, the 3rd party shall increase the levy amount by the amount of the fee and
25 deduct the fee from the proceeds of the levy.

ENGROSSED ASSEMBLY BILL 100**SECTION 1114**

1 **SECTION 1114.** 49.197 (1m) of the statutes is amended to read:

2 49.197 **(1m)** FRAUD INVESTIGATION. From the appropriations under s. 20.445 (3)
3 (dz), (kx), (L), (md), (n), and (nL), the department shall establish a program to
4 investigate suspected fraudulent activity on the part of recipients of aid to families
5 with dependent children under s. 49.19, on the part of participants in the Wisconsin
6 ~~works~~ Works program under ss. 49.141 to 49.161, and, if the department of health
7 and family services contracts with the department under sub. (5), on the part of
8 recipients of medical assistance under subch. IV ~~and~~, food stamp benefits under the
9 food stamp program under 7 USC 2011 to 2036, supplemental security income
10 payments under s. 49.77, payments for the support of children of supplemental
11 security income recipients under s. 49.775, and health care benefits under the
12 Badger Care health care program under s. 49.665. The department's activities under
13 this subsection may include, but are not limited to, comparisons of information
14 provided to the department by an applicant and information provided by the
15 applicant to other federal, state, and local agencies, development of an advisory
16 welfare investigation prosecution standard, and provision of funds to county
17 departments under ss. 46.215, 46.22, and 46.23 and to Wisconsin ~~works~~ Works
18 agencies to encourage activities to detect fraud. The department shall cooperate
19 with district attorneys regarding fraud prosecutions.

20 **SECTION 1115.** 49.197 (3) of the statutes is amended to read:

21 49.197 **(3)** STATE ERROR REDUCTION ACTIVITIES. The department shall conduct
22 activities to reduce payment errors in Wisconsin ~~works~~ Works under ss. 49.141 to
23 49.161 and, if the department of health and family services contracts with the
24 department under sub. (5), the ~~medical assistance~~ Medical Assistance program
25 under subch. IV ~~and~~, the food stamp program under 7 USC 2011 to 2036, the

ENGROSSED ASSEMBLY BILL 100**SECTION 1115**

1 supplemental security income payments program under s. 49.77, the program
2 providing payments for the support of children of supplemental security income
3 recipients under s. 49.775, and the Badger Care health care program under s. 49.665.

4 **SECTION 1116.** 49.197 (4) of the statutes is amended to read:

5 49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. If the department of health and
6 family services contracts with the department under sub. (5), the department shall
7 provide funds from the appropriation under s. 20.445 (3) (kx) to counties and
8 governing bodies of federally recognized American Indian tribes administering
9 medical assistance Medical Assistance under subch. IV ~~or~~, the food stamp program
10 under 7 USC 2011 to 2036, the supplemental security income payments program
11 under s. 49.77, the program providing payments for the support of children of
12 supplemental security income recipients under s. 49.775, and the Badger Care
13 health care program under s. 49.665 to offset administrative costs of reducing
14 payment errors in those programs.

15 **SECTION 1117.** 49.197 (5) of the statutes is amended to read:

16 49.197 (5) CONTRACTS FOR MEDICAL ASSISTANCE ~~AND~~, FOOD STAMPS, SUPPLEMENTAL
17 SECURITY INCOME, AND CARETAKER SUPPLEMENT. ~~The~~ Notwithstanding s. 49.845 (1) and
18 (2), the department of health and family services may contract with the department
19 to investigate suspected fraudulent activity on the part of recipients of medical
20 assistance under subch. IV ~~or~~ recipients of, food stamp benefits under the food stamp
21 program under 7 USC 2011 to 2036, supplemental security income payments under
22 s. 49.77, payments for the support of children of supplemental security income
23 recipients under s. 49.775, and health care benefits under the Badger Care health
24 care program under s. 49.665 and to conduct activities to reduce payment errors in
25 the Medical Assistance program under subch. IV, the food stamp program under 7

ENGROSSED ASSEMBLY BILL 100**SECTION 1117**

1 USC 2011 to 2036, the supplemental security income payments program under s.
2 49.77, the program providing payments for the support of children of supplemental
3 security income recipients under s. 49.775, and the Badger Care health care program
4 under s. 49.665, as provided in this section.

5 **SECTION 1118.** 49.22 (1) of the statutes is amended to read:

6 49.22 (1) There is created a child and spousal support and establishment of
7 paternity and medical ~~liability~~ support liability program in the department. The
8 purpose of this program is to establish paternity when possible, to establish or modify
9 support obligations, to enforce support obligations owed by parents to their children
10 and maintenance obligations owed to spouses or former spouses with whom the
11 children reside in this state or owed in other states if the support order was issued
12 in this state or owed in other states if the parent, spouse, or former spouse resides
13 in this state, to locate persons who are alleged to have taken their child in violation
14 of s. 948.31 or of similar laws in other states, and to locate and value property of any
15 person having a support duty. To accomplish the objectives of this program and of
16 other assistance programs under this chapter, county and state agencies will
17 cooperate with one another to implement a child and spousal support and paternity
18 establishment and medical support liability program in accordance with state and
19 federal laws, regulations, and rules and to assure proper distribution of benefits of
20 all assistance programs authorized under this chapter.

21 **SECTION 1119.** 49.36 (2) of the statutes is amended to read:

22 49.36 (2) The department may contract with any county, tribal governing body,
23 or Wisconsin works Works agency to administer a work experience and job training
24 program for parents who are not custodial parents and who fail to pay child support
25 or to meet their children's needs for support as a result of unemployment or

ENGROSSED ASSEMBLY BILL 100**SECTION 1119**

1 underemployment. The program may provide the kinds of work experience and job
2 training services available from the program under s. 49.193, 1997 stats., or s. 49.147
3 (3) or (4). The program may also include job search and job orientation activities.
4 The department shall fund the program from the ~~appropriation~~ appropriations
5 under s. 20.445 (3) (dz) and (k).

6 **SECTION 1120.** 49.45 (2) (a) 3m. of the statutes is repealed.

7 **SECTION 1124.** 49.45 (3) (i) of the statutes is repealed.

8 **SECTION 1124g.** 49.45 (3) (m) of the statutes is created to read:

9 49.45 **(3)** (m) Reimbursement for services provided by a health maintenance
10 organization, as defined in s. 609.01 (2), with a contract under sub. (2) (b) 2. to provide
11 health care to recipients of Medical Assistance or Badger Care, shall be made under
12 capitation rates that are actuarially sound.

13 **SECTION 1125s.** 49.45 (6m) (a) 6. of the statutes is created to read:

14 49.45 **(6m)** (a) 6. “Resource Utilization Groupings III” means a comparative
15 resource utilization grouping that classifies each facility resident based on
16 information obtained from performing, for the resident, a minimum data set
17 assessment developed by the federal Centers for Medicare and Medicaid Services.

18 **SECTION 1128m.** 49.45 (6m) (ag) 3p. of the statutes is created to read:

19 49.45 **(6m)** (ag) 3p. For all costs specified under par. (am) 1. bm., an
20 acuity-based payment rate system to which all of the following applies:

21 a. The system shall incorporate acuity measurements under the most recent
22 Resource Utilization Groupings III methodology to determine factors for case-mix
23 adjustment.

24 b. Four times annually, for each facility resident who is a Medical Assistance
25 recipient on March 31, June 30, September 30, or December 31, as applicable, the

ENGROSSED ASSEMBLY BILL 100**SECTION 1128m**

1 system shall determine the average case-mix index by use of the factors specified
2 under subd. 3p. a.

3 c. The system shall incorporate payment adjustments for dementia, behavioral
4 needs, or other complex medical conditions.

5 d. The system may include incentives for providing high quality of care.

6 e. The system shall identify the extent to which payment is made to facilities,
7 under the system, for facilities' direct care nursing costs allowable under Medical
8 Assistance.

9 **SECTION 1132f.** 49.45 (6m) (m) of the statutes is created to read:

10 49.45 **(6m)** (m) The department may not use the criteria for functional
11 eligibility specified in s. 46.286 (1) (a) to determine rates of payment to facilities
12 under this subsection.

13 **SECTION 1133.** 49.45 (6t) of the statutes, as affected by 2003 Wisconsin Act 318,
14 is repealed.

15 **SECTION 1135c.** 49.45 (6x) (title) of the statutes is amended to read:

16 49.45 **(6x)** (title) FUNDING FOR ESSENTIAL ACCESS CITY HOSPITAL HOSPITALS.

17 **SECTION 1135d.** 49.45 (6x) (a) of the statutes is amended to read:

18 49.45 **(6x)** (a) Notwithstanding sub. (3) (e), from the appropriation accounts
19 under s. 20.435 (4) (b), (gp), (o), and (w), the department shall distribute not more
20 than \$4,748,000 in each fiscal year, to provide funds to an essential access city
21 ~~hospital~~ hospitals, except that the department may not allocate funds to an essential
22 access city hospital to the extent that the allocation would exceed any limitation
23 under 42 USC 1396b (i) (3).

24 **SECTION 1135e.** 49.45 (6x) (b) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1135e**

1 49.45 (6x) (b) The department shall develop procedures for solicitation and
2 review of requests for funds and a method to distribute the funds under par. (a) to
3 ~~an individual hospital~~ hospitals that shall include establishment of criteria for the
4 designation as an essential access city hospital. Beginning on July 1, 2007, the
5 criteria established by the department may not include reference to criteria that
6 were required to have been met during July 1, 1995, to June 30, 1996, but shall
7 include the requirement that more than 30 percent of a hospital's total inpatient days
8 are reimbursable under Medical Assistance. No hospital that qualifies for a Medical
9 Assistance pediatric inpatient supplement is eligible for funds under this subsection.

10 **SECTION 1144p.** 49.45 (18) (ag) 1. of the statutes is amended to read:

11 49.45 (18) (ag) 1. A copayment of \$1 \$3 for each prescription of a drug that bears
12 only a generic name, as defined in s. 450.12 (1) (b).

13 **SECTION 1146j.** 49.45 (27) of the statutes is amended to read:

14 49.45 (27) ELIGIBILITY OF ALIENS. A person who is not a U.S. citizen or an alien
15 lawfully admitted for permanent residence or otherwise permanently residing in the
16 United States under color of law may not receive medical assistance benefits except
17 as provided under 8 USC 1255a (h) (3) or 42 USC 1396b (v), subject to s. 49.46 (2) (f).

18 **SECTION 1147.** 49.45 (39) (b) 1. of the statutes is amended to read:

19 49.45 (39) (b) 1. 'Payment for school medical services.' If a school district or a
20 cooperative educational service agency elects to provide school medical services and
21 meets all requirements under par. (c), the department shall reimburse the school
22 district or the cooperative educational service agency for 60% of the federal share of
23 allowable charges for the school medical services that it provides and, as specified
24 in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind
25 and Visually Impaired or the Wisconsin Educational Services Program for the Deaf

ENGROSSED ASSEMBLY BILL 100**SECTION 1147**

1 and Hard of Hearing elects to provide school medical services and meets all
2 requirements under par. (c), the department shall reimburse the department of
3 public instruction for 60% of the federal share of allowable charges for the school
4 medical services that the Wisconsin Center for the Blind and Visually Impaired or
5 the Wisconsin Educational Services Program for the Deaf and Hard of Hearing
6 provides and, as specified in subd. 2., for allowable administrative costs. A school
7 district, cooperative educational service agency, the Wisconsin Center for the Blind
8 and Visually Impaired or the Wisconsin Educational Services Program for the Deaf
9 and Hard of Hearing may submit, and the department shall allow, claims for common
10 carrier transportation costs as a school medical service unless the department
11 receives notice from the federal health care financing administration that, under a
12 change in federal policy, the claims are not allowed. If the department receives the
13 notice, a school district, cooperative educational service agency, the Wisconsin
14 Center for the Blind and Visually Impaired, or the Wisconsin Educational Services
15 Program for the Deaf and Hard of Hearing may submit, and the department shall
16 allow, unreimbursed claims for common carrier transportation costs incurred before
17 the date of the change in federal policy. The department shall promulgate rules
18 establishing a methodology for making reimbursements under this paragraph.
19 ~~Except as provided in subd. 1m., all~~ All other expenses for the school medical services
20 provided by a school district or a cooperative educational service agency shall be paid
21 for by the school district or the cooperative educational service agency with funds
22 received from state or local taxes. The school district, the Wisconsin Center for the
23 Blind and Visually Impaired, the Wisconsin Educational Services Program for the
24 Deaf and Hard of Hearing, or the cooperative educational service agency shall

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1 comply with all requirements of the federal department of health and human
2 services for receiving federal financial participation.

3 **SECTION 1148.** 49.45 (39) (b) 1m. of the statutes is repealed.

4 **SECTION 1149.** 49.45 (39) (b) 2. of the statutes is amended to read:

5 49.45 (39) (b) 2. 'Payment for school medical services administrative costs.' The
6 department shall reimburse a school district or a cooperative educational service
7 agency specified under ~~subds. subd. 1. and 1m.~~ and shall reimburse the department
8 of public instruction on behalf of the Wisconsin Center for the Blind and Visually
9 Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of
10 Hearing for 90% of the federal share of allowable administrative costs, using time
11 studies, beginning in fiscal year 1999–2000. A school district or a cooperative
12 educational service agency may submit, and the department of health and family
13 services shall allow, claims for administrative costs incurred during the period that
14 is up to 24 months before the date of the claim, if allowable under federal law.

15 **SECTION 1149f.** 49.45 (42m) of the statutes is created to read:

16 49.45 (42m) PHYSICAL AND OCCUPATIONAL THERAPY. (a) If, in authorizing the
17 provision of physical or occupational therapy services under s. 49.46 (2) (b) 6. b., the
18 department authorizes a reduced duration of services from the duration that the
19 provider specifies in the authorization request, the department shall substantiate
20 the reduction that the department made in the duration of the services if the provider
21 of the services requests any additional authorizations for the provision of physical
22 or occupational therapy services to the same individual.

23 (b) The division of the department that is responsible for health care financing
24 shall monitor compliance with the requirement under par. (a) in concert with

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1 representatives of the Wisconsin Physical Therapy Association and the Wisconsin
2 Occupational Therapy Association.

3 **SECTION 1150.** 49.46 (1) (a) 5. of the statutes is amended to read:

4 49.46 (1) (a) 5. Any child in an adoption assistance, foster care, kinship care,
5 long-term kinship care ~~or~~, treatment foster care, or subsidized guardianship
6 placement under ch. 48 or 938, as determined by the department.

7 **SECTION 1153.** 49.46 (1) (a) 14. of the statutes is amended to read:

8 49.46 (1) (a) 14. Any person who would meet the financial and other eligibility
9 requirements for home or community-based services under s. 46.27 (11) ~~or~~, 46.277,
10 or 46.2785 but for the fact that the person engages in substantial gainful activity
11 under 42 USC 1382c (a) (3), if a waiver under s. 49.45 (38) is in effect or federal law
12 permits federal financial participation for medical assistance coverage of the person
13 and if funding is available for the person under s. 46.27 (11) ~~or~~, 46.277, or 46.2785.

14 **SECTION 1154.** 49.46 (1) (a) 15. of the statutes is amended to read:

15 49.46 (1) (a) 15. Any individual who is infected with tuberculosis and meets the
16 income and resource eligibility requirements for the federal ~~supplemental security~~
17 Supplemental Security Income program under 42 USC 1381 to 1383d.

18 **SECTION 1157.** 49.46 (2) (b) 8. of the statutes is amended to read:

19 49.46 (2) (b) 8. Home or community-based services, if provided under s. 46.27
20 (11), 46.275, 46.277 ~~or~~, 46.278, or 46.2785, under the family care benefit if a waiver
21 is in effect under s. 46.281 (1) (c), or under a waiver requested under 2001 Wisconsin
22 Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c).

23 **SECTION 1157j.** 49.46 (2) (f) of the statutes is amended to read:

24 49.46 (2) (f) Benefits under this subsection or s. 49.45 (27) may not include
25 payment for gastric bypass surgery or gastric stapling surgery unless ~~it is performed~~

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1 ~~because of a medical emergency~~ the procedure is required to be covered under federal
2 medicaid law, as interpreted by the federal centers for medicare and medicaid
3 services.

4 **SECTION 1158.** 49.47 (4) (as) 1. of the statutes is amended to read:

5 49.47 **(4)** (as) 1. The person would meet the financial and other eligibility
6 requirements for home or community–based services under s. 46.27 (11) ~~or~~, 46.277,
7 or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1)
8 (c) but for the fact that the person engages in substantial gainful activity under 42
9 USC 1382c (a) (3).

10 **SECTION 1159.** 49.47 (4) (as) 3. of the statutes is amended to read:

11 49.47 **(4)** (as) 3. Funding is available for the person under s. 46.27 (11) ~~or~~,
12 46.277, or 46.2785 or under the family care benefit if a waiver is in effect under s.
13 46.281 (1) (c).

14 **SECTION 1167.** 49.497 (title) of the statutes is amended to read:

15 **49.497** (title) **Recovery of incorrect medical–assistance Medical**
16 **Assistance or Badger Care payments.**

17 **SECTION 1168.** 49.497 (1) of the statutes is renumbered 49.497 (1) (a) (intro.)
18 and amended to read:

19 49.497 **(1)** (a) (intro.) The department may recover any payment made
20 incorrectly for benefits ~~specified under s. 49.46, 49.468 or 49.47~~ provided under this
21 subchapter or s. 49.665 if the incorrect payment results from any of the following:

22 1. A misstatement or omission of fact by a person supplying information in an
23 application for benefits under s. 49.46, 49.468 or 49.47 this subchapter or s. 49.665.

24 2. The department may also recover if a medical assistance failure of a Medical
25 Assistance or Badger Care recipient or any other person responsible for giving

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1 information on the recipient's behalf fails to report the receipt of income or assets in
2 an amount that would have affected the recipient's eligibility for benefits.

3 (b) The department's right of recovery is against any ~~medical assistance~~
4 Medical Assistance or Badger Care recipient to whom or on whose behalf the
5 incorrect payment was made. The extent of recovery is limited to the amount of the
6 benefits incorrectly granted. The county department under s. 46.215 or 46.22 or the
7 governing body of a federally recognized American Indian tribe administering
8 ~~medical assistance~~ Medical Assistance or Badger Care shall begin recovery actions
9 on behalf of the department according to rules promulgated by the department.

10 **SECTION 1169.** 49.497 (1) (a) 3. of the statutes is created to read:

11 49.497 (1) (a) 3. The failure of a Medical Assistance or Badger Care recipient
12 or any other person responsible for giving information on the recipient's behalf to
13 report any change in the recipient's financial or nonfinancial situation or eligibility
14 characteristics that would have affected the recipient's eligibility for benefits or the
15 recipient's cost-sharing requirements.

16 **SECTION 1170.** 49.497 (1m) of the statutes is created to read:

17 49.497 (1m) (a) If, after notice that an incorrect payment was made, a recipient,
18 or parent of a minor recipient, who is liable for repayment of an incorrect payment
19 fails to repay the incorrect payment or enter into, or comply with, an agreement for
20 repayment, the department may bring an action to enforce the liability or may issue
21 an order to compel payment of the liability. Any person aggrieved by an order issued
22 by the department under this paragraph may appeal the order as a contested case
23 under ch. 227 by filing with the department a request for a hearing within 30 days
24 after the date of the order. The only issue at hearing shall be the determination by

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1 the department that the person has not repaid the incorrect payment or entered into,
2 or complied with, an agreement for repayment.

3 (b) If any recipient, or parent of a minor recipient, named in an order to compel
4 payment issued under par. (a) fails to pay the department any amount due under the
5 terms of the order and no contested case to review the order is pending and the time
6 for filing for a contested case review has expired, the department may present a
7 certified copy of the order to the circuit court for any county. The sworn statement
8 of the secretary shall be evidence of the incorrect payment. The circuit court shall,
9 without notice, render judgment in accordance with the order. A judgment rendered
10 under this paragraph shall have the same effect and shall be entered in the judgment
11 and lien docket and may be enforced in the same manner as if the judgment had been
12 rendered in an action tried and determined by the circuit court.

13 (c) The recovery procedure under this subsection is in addition to any other
14 recovery procedure authorized by law.

15 **SECTION 1171.** 49.497 (2) of the statutes is amended to read:

16 49.497 (2) A county or governing body of a federally recognized American
17 Indian tribe may retain 15% of benefits ~~distributed under s. 49.46, 49.468 or 49.47~~
18 provided under this subchapter or s. 49.665 that are recovered under sub. (1) this
19 section due to the efforts of an employee or officer of the county or tribe.

20 **SECTION 1172.** 49.497 (4) of the statutes is created to read:

21 49.497 (4) The department may appear for the state in any and all collection
22 matters under this section, and may commence suit in the name of the department
23 to recover an incorrect payment from the recipient to whom or on whose behalf it was
24 made.

25 **SECTION 1173.** 49.497 (5) of the statutes is created to read:

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1 49.497 (5) The department may make an agreement with a recipient, or parent
2 of a minor recipient, who is liable under sub. (1), providing for repayment of an
3 incorrect payment at a specified rate or amount.

4 **SECTION 1174.** 49.665 (1) (b) of the statutes is amended to read:

5 49.665 (1) (b) “Child” means a person who is born and who is under the age of
6 19.

7 **SECTION 1175.** 49.665 (1) (g) of the statutes is created to read:

8 49.665 (1) (g) “Unborn child” means a person from the time of conception until
9 it is born alive.

10 **SECTION 1176.** 49.665 (2) (a) of the statutes is renumbered 49.665 (2) (a) 1. and
11 amended to read:

12 49.665 (2) (a) 1. The department of health and family services shall request a
13 waiver from the secretary of the federal department of health and human services
14 to permit the department of health and family services to implement, beginning not
15 later than July 1, 1998, or the effective date of the waiver, whichever is later, a health
16 care program under this section. If a waiver that is consistent with all of the
17 provisions of this section, excluding sub. (4) (a) 3m. and (ap) and provisions related
18 to sub. (4) (ap), is granted and in effect, the department of health and family services
19 shall implement the program under this section, subject to subd. 2. The department
20 of health and family services may not implement the program under this section
21 unless a waiver that is consistent with all of the provisions of this section, excluding
22 sub. (4) (a) 3m. and (ap) and provisions related to sub. (4) (ap), is granted and in effect.

23 **SECTION 1177.** 49.665 (2) (a) 2. of the statutes is created to read:

24 49.665 (2) (a) 2. The department may not implement sub. (4) (ap) or provisions
25 related to the coverage under sub. (4) (ap) unless a state plan amendment

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1 authorizing the coverage under sub. (4) (ap) is approved by the federal department
2 of health and human services.

3 **SECTION 1178.** 49.665 (3) of the statutes is amended to read:

4 49.665 (3) ADMINISTRATION. ~~The Subject to sub. (2) (a) 2., the~~ department shall
5 administer a program to provide the health services and benefits described in s. 49.46
6 (2) to persons that meet the eligibility requirements specified in sub. (4). The
7 department shall promulgate rules setting forth the application procedures and
8 appeal and grievance procedures. The department may promulgate rules limiting
9 access to the program under this section to defined enrollment periods. The
10 department may also promulgate rules establishing a method by which the
11 department may purchase family coverage offered by the employer of a member of
12 an eligible family or ~~by of a member of -a- an eligible child's household, or family or~~
13 individual coverage offered by the employer of an eligible unborn child's mother or
14 her spouse, under circumstances in which the department determines that
15 purchasing that coverage would not be more costly than providing the coverage
16 under this section.

17 **SECTION 1179.** 49.665 (4) (ap) of the statutes is created to read:

18 49.665 (4) (ap) An unborn child whose mother is not eligible for health care
19 coverage under par. (a) or (am) or for medical assistance under s. 49.46 or 49.47,
20 except that she may be eligible for benefits under s. 49.45 (27), is eligible for health
21 care coverage under this section, which shall be limited to coverage for prenatal care,
22 if all of the following requirements are met:

23 1. The income of the unborn child's mother, mother and her spouse, or mother
24 and her family, whichever is applicable, does not exceed 185 percent of the poverty
25 line, except as provided in par. (at) and except that, if an unborn child is already

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1 receiving health care coverage under this section, the applicable specified person or
2 persons may have an income that does not exceed 200 percent of the poverty line.
3 The department shall establish by rule the criteria to be used to determine income.

4 2. Each of the following applicable persons who is employed provides
5 verification from his or her employer, in the manner specified by the department, of
6 his or her earnings:

7 a. The unborn child's mother.

8 b. The spouse of the unborn child's mother.

9 c. Members of the unborn child's mother's family.

10 3. The unborn child's mother provides medical verification of her pregnancy,
11 in the manner specified by the department.

12 4. The unborn child and the mother of the unborn child meet all other
13 requirements established by the department by rule except for any of the following:

14 a. The mother is not a U.S. citizen or an alien qualifying for medicaid under 8
15 USC 1612.

16 b. The mother is an inmate of a public institution.

17 c. The mother does not provide a social security number, but only if subd. 4. a.
18 applies.

19 **SECTION 1180.** 49.665 (4) (at) 3. of the statutes is amended to read:

20 49.665 (4) (at) 3. The department may not adjust the maximum income level
21 of 200% of the poverty line for persons already receiving health care coverage under
22 this section or for applicable persons specified in par. (ap) 1. with respect to an unborn
23 child already receiving health care coverage under this section.

24 **SECTION 1181.** 49.665 (4) (c) of the statutes is amended to read:

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1 49.665 (4) (c) No person may be denied health care coverage under this section
2 solely because of a health condition of that person ~~or~~ of any family member of that
3 person, or of the mother of an unborn child.

4 **SECTION 1182.** 49.665 (4) (d) of the statutes is created to read:

5 49.665 (4) (d) An unborn child's eligibility for coverage under par. (ap) shall not
6 begin before the first day of the month in which the unborn child's mother provides
7 the medical verification required under par. (ap) 3.

8 **SECTION 1183.** 49.665 (5) (ag) of the statutes is amended to read:

9 49.665 (5) (ag) Except as provided in pars. (am), (b), and (bm), a family, ~~or a~~
10 child who does not reside with his or her parent, or the mother of an unborn child,
11 who receives health care coverage under this section shall pay a percentage of the
12 cost of that coverage in accordance with a schedule established by the department
13 by rule. The department may not establish or implement a schedule that requires
14 a family ~~or child to contribute~~ contribution, including the amounts required under
15 par. (am), of more than 5% of the family's or child's income of the family, child, or
16 applicable persons specified in sub. (4) (ap) 1. towards the cost of the health care
17 coverage provided under this section.

18 **SECTION 1184.** 49.665 (5) (am) (intro.) of the statutes is amended to read:

19 49.665 (5) (am) (intro.) Except as provided in pars. (b) and (bm), a child ~~or a~~
20 family member, or the mother of an unborn child, who receives health care coverage
21 under this section shall pay the following cost-sharing amounts:

22 **SECTION 1184c.** 49.665 (5) (am) 1. of the statutes is amended to read:

23 49.665 (5) (am) 1. A copayment of \$1 \$3 for each prescription of a drug that
24 bears only a generic name, as defined in s. 450.12 (1) (b).

25 **SECTION 1185.** 49.665 (5) (b) of the statutes is amended to read:

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1 49.665 (5) (b) The department may not require a family, or child who does not
2 reside with his or her parent, or applicable persons specified in sub. (4) (ap) 1., with
3 an income below 150% of the poverty line, to contribute to the cost of health care
4 coverage provided under this section.

5 **SECTION 1186.** 49.665 (5) (c) of the statutes is amended to read:

6 49.665 (5) (c) The department may establish by rule requirements for wage
7 withholding as a means of collecting ~~the~~ a family's or an unborn child's mother's
8 share of the cost of the health care coverage under this section.

9 **SECTION 1186bc.** 49.665 (7) of the statutes is created to read:

10 **49.665 (7) EMPLOYER VERIFICATION FORMS; FORFEITURE AND PENALTY ASSESSMENT.**

11 (a) 1. Notwithstanding sub. (4) (a) 3m., the department shall mail information
12 verification forms to the employers of the individuals required to provide the
13 verifications under sub. (4) (a) 3m. to obtain the information specified.

14 2. An employer that receives a verification form shall complete the form and
15 return it to the department, by mail, with a postmark that is not more than 30
16 working days after the date on which the department mailed the form to the
17 employer.

18 3. As an alternative to the method under subd. 2., an employer may, within 30
19 working days after the date on which the department mailed the form to the
20 employer, return the completed form to the department by any electronic means
21 approved by the department. The department must be able to determine, or the
22 employer must be able to verify, the date on which the form was sent to the
23 department electronically.

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1 (b) 1. Subject to subd. 3., an employer that does not comply with the
2 requirements under par. (a) 2. or 3. shall be required to pay a forfeiture of \$50 for each
3 verification form not returned in compliance with par. (a) 2. or 3.

4 2. Subject to subd. 3., whenever the department imposes a forfeiture under
5 subd. 1., the department shall also levy a penalty assessment of \$50.

6 3. An employer with fewer than 250 employees may not be required to pay more
7 than \$1,000 in forfeitures and penalty assessments under this paragraph in any
8 6-month period. An employer with 250 or more employees may not be required to
9 pay more than \$15,000 in forfeitures and penalty assessments under this paragraph
10 in any 6-month period.

11 4. All penalty assessments collected under subd. 2. shall be credited to the
12 appropriation account under s. 20.435 (4) (jz) and all forfeitures collected under subd.
13 1. shall be credited to the common school fund.

14 (c) An employer may contest an assessment of forfeiture or penalty assessment
15 under par. (b) by sending a written request for hearing to the division of hearings and
16 appeals in the department of administration. Proceedings before the division are
17 governed by ch. 227.

18 **SECTION 1186c.** 49.665 (7) (a) 1. of the statutes, as created by 2005 Wisconsin
19 Act (this act), is amended to read:

20 49.665 (7) (a) 1. Notwithstanding sub. (4) (a) 3m. and (ap) 2., the department
21 shall mail information verification forms to the employers of the individuals required
22 to provide the verifications under sub. (4) (a) 3m. and (ap) 2. to obtain the information
23 specified.

24 **SECTION 1188.** 49.77 (6) of the statutes is created to read:

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1 49.77 (6) AUTHORITY TO ADMINISTER; RULES. The department shall administer
2 this section and s. 49.775, and may promulgate rules to guide the administration of
3 eligibility determinations and benefits payments.

4 **SECTION 1188d.** 49.77 (7) of the statutes is created to read:

5 49.77 (7) JOINT FINANCE SUPPLEMENTAL FUNDING. The department may request
6 the joint committee on finance to provide supplemental funding under s. 13.101 (3)
7 for the appropriation under s. 20.435 (7) (ed) if the department determines that the
8 amounts appropriated under s. 20.435 (7) (ed) are insufficient to fully support benefit
9 costs under this section. Notwithstanding s. 13.101 (3) (a) 1., the committee may
10 provide supplemental funding under this subsection without finding that an
11 emergency exists.

12 **SECTION 1188p.** 49.775 (2) (bm) of the statutes is amended to read:

13 49.775 (2) (bm) The custodial parent assigns to the state any right of the
14 custodial parent or of the dependent child to support from any other person. No
15 amount of support that begins to accrue after the individual ceases to receive
16 payments under this section may be considered assigned to the state. Any money
17 that is received by the department of workforce development under an assignment
18 to the state under this paragraph and that is not the federal share of support shall
19 be paid to the custodial parent. The department of workforce development shall pay
20 the federal share of support assigned under this paragraph as required under federal
21 law or waiver.

22 **SECTION 1189.** 49.78 (8) (a) of the statutes is amended to read:

23 49.78 (8) (a) From the appropriation accounts under s. 20.435 (4) (bn) ~~and~~, (nn),
24 and (y) and subject to par. (b), the department shall reimburse each county and tribal
25 governing body that contracts with the department under sub. (2) for reasonable

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1 costs of administering the income maintenance programs. The amount of each
2 reimbursement paid under this paragraph shall be calculated using a formula based
3 on workload within the limits of available state and federal funds under s. 20.435 (4)
4 (bn) ~~and~~, (nn), and (y) by contract under sub. (2). The amount of reimbursement
5 calculated under this paragraph and par. (b) is in addition to any reimbursement
6 provided to a county or tribal governing body for fraud and error reduction under s.
7 49.197 ~~(1m) and (4)~~ or 49.845.

8 **SECTION 1189m.** 49.78 (8) (a) of the statutes, as affected by 2005 Wisconsin Act
9 (this act), is amended to read:

10 49.78 **(8)** (a) From the appropriation accounts under s. 20.435 (4) (bn), and (nn),
11 ~~and~~ (y) and subject to par. (b), the department shall reimburse each county and tribal
12 governing body that contracts with the department under sub. (2) for reasonable
13 costs of administering the income maintenance programs. The amount of each
14 reimbursement paid under this paragraph shall be calculated using a formula based
15 on workload within the limits of available state and federal funds under s. 20.435 (4)
16 (bn), and (nn), ~~and~~ (y) by contract under sub. (2). The amount of reimbursement
17 calculated under this paragraph and par. (b) is in addition to any reimbursement
18 provided to a county or tribal governing body for fraud and error reduction under s.
19 49.197 or 49.845.

20 **SECTION 1190.** 49.78 (11) of the statutes is created to read:

21 49.78 **(11)** REQUIREMENT TO PROVIDE INFORMATION. (a) 1. The department, a
22 county department under s. 46.215, 46.22, or 46.23, or a tribal governing body may
23 request from any person in this state information it determines appropriate and
24 necessary for determining or verifying eligibility or benefits for a recipient under any
25 income maintenance program. Unless access to the information is prohibited or

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1 restricted by law, or unless the person has good cause, as determined by the
2 department in accordance with federal law and regulations, for refusing to
3 cooperate, the person shall make a good faith effort to provide the information within
4 7 days after receiving a request under this paragraph. The department, county
5 department, or tribal governing body, or employees of any of them, may not disclose
6 information obtained under this subdivision for any purpose not connected with the
7 administration of the income maintenance program for which the information was
8 requested.

9 2. In conjunction with any request for information under subd. 1., including a
10 request made by subpoena under par. (b), the department, county department, or
11 tribal governing body shall advise the person of the time by which the information
12 must be provided.

13 (b) The department, a county department, or a tribal governing body may issue
14 a subpoena, in substantially the form authorized under s. 885.02, to compel the
15 production of financial information or other documentary evidence for determining
16 or verifying eligibility or benefits for a recipient under any income maintenance
17 program.

18 (c) A person is not liable to any person for any of the following:

19 1. Allowing access to financial or other records by the department, a county
20 department, or a tribal governing body in response to a request under par. (a) or a
21 subpoena described in par. (b).

22 2. Disclosing information from financial or other records to the department, a
23 county department, or a tribal governing body in response to a request under par. (a)
24 or a subpoena described in par. (b).

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1 3. Any other action taken in good faith to comply with this subsection or a
2 subpoena described in par. (b) or to comply with a request for information or access
3 to records from the department, a county department, or a tribal governing body for
4 determining or verifying eligibility or benefits for a recipient under any income
5 maintenance program.

6 **SECTION 1191.** 49.785 (2) of the statutes is amended to read:

7 49.785 (2) From the appropriation under s. 20.435 (4) (bn), the department
8 shall reimburse a county or applicable tribal governing body or organization for any
9 amount that the county or applicable tribal governing body or organization is
10 required to pay under sub. (1) if the county or applicable tribal governing body or
11 organization complies with sub. (3). From the appropriation under s. 20.435 (4) (bn),
12 the department shall reimburse a county or applicable tribal governing body or
13 organization for cemetery expenses or for funeral and burial expenses for ~~persons a~~
14 person described under sub. (1) that the county or applicable tribal governing body
15 or organization is not required to pay under subs. (1) and (1m) only if the department
16 approves the reimbursement due to unusual circumstances and if the county or
17 applicable tribal governing body or organization complies with sub. (3).

18 **SECTION 1191c.** 49.785 (3) of the statutes is created to read:

19 49.785 (3) As a condition for reimbursement under sub. (2) for amounts paid
20 on behalf of a deceased recipient, a county or applicable tribal governing body or
21 organization shall provide to the department all of the following information with
22 respect to the deceased recipient:

23 (a) The total cemetery expenses.

24 (b) The total funeral and burial expenses.

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1 (c) The total amount of each of the expenses under pars. (a) and (b) that the
2 county or tribal governing body or organization paid on behalf of the deceased
3 recipient.

4 **SECTION 1192.** 49.79 (9) of the statutes is repealed.

5 **SECTION 1193.** 49.82 (2) of the statutes is amended to read:

6 49.82 (2) ELIGIBILITY VERIFICATION. Proof shall be provided for each person
7 included in an application for public assistance under this chapter, except for a child
8 who is eligible for medical assistance under s. 49.46 or 49.47 because of 42 USC 1396a
9 (e) (4) or an unborn child who is eligible for coverage under the Badger Care health
10 care program under s. 49.665 (4) (ap), of his or her social security number or that an
11 application for a social security number has been made.

12 **SECTION 1194.** 49.83 of the statutes is amended to read:

13 **49.83 Limitation on giving information.** Except as provided under s. 49.32
14 (9), (10),₁ and (10m), no person may use or disclose information concerning applicants
15 and recipients of relief funded by a relief block grant, aid to families with dependent
16 children, Wisconsin works Works under ss. 49.141 to 49.161, social services, child
17 and spousal support and establishment of paternity and medical support liability
18 services under s. 49.22,₁ or supplemental payments under s. 49.77 for any purpose not
19 connected with the administration of the programs, except that the department of
20 workforce development may disclose such information to the department of revenue
21 for the sole purpose of administering state taxes. Any person violating this section
22 may be fined not less than \$25 nor more than \$500 or imprisoned in the county jail
23 not less than 10 days nor more than one year or both.

24 **SECTION 1195.** 49.845 of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1195**

1 **49.845 Fraud investigation and error reduction. (1) FRAUD**
2 INVESTIGATION. From the appropriations under s. 20.435 (4) (bn), (kz), (L), and (nn),
3 the department of health and family services shall establish a program to investigate
4 suspected fraudulent activity on the part of recipients of medical assistance under
5 subch. IV, food stamp benefits under the food stamp program under 7 USC 2011 to
6 2036, supplemental security income payments under s. 49.77, payments for the
7 support of children of supplemental security income recipients under s. 49.775, and
8 health care benefits under the Badger Care health care program under s. 49.665 and,
9 if the department of workforce development contracts with the department of health
10 and family services under sub. (4), on the part of recipients of aid to families with
11 dependent children under s. 49.19 and participants in the Wisconsin Works program
12 under ss. 49.141 to 49.161. The activities of the department of health and family
13 services under this subsection may include comparisons of information provided to
14 the department by an applicant and information provided by the applicant to other
15 federal, state, and local agencies, development of an advisory welfare investigation
16 prosecution standard, and provision of funds to county departments under ss.
17 46.215, 46.22, and 46.23 and to Wisconsin Works agencies to encourage activities to
18 detect fraud. The department of health and family services shall cooperate with
19 district attorneys regarding fraud prosecutions.

20 **(2) STATE ERROR REDUCTION ACTIVITIES.** The department of health and family
21 services shall conduct activities to reduce payment errors in the Medical Assistance
22 program under subch. IV, the food stamp program under 7 USC 2011 to 2036, the
23 supplemental security income payments program under s. 49.77, the program
24 providing payments for the support of children of supplemental security income
25 recipients under s. 49.775, and the Badger Care health care program under s. 49.665

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1 and, if the department of workforce development contracts with the department of
2 health and family services under sub. (4), in Wisconsin Works under ss. 49.141 to
3 49.161.

4 **(3) WISCONSIN WORKS AGENCY ERROR REDUCTION.** If the department of workforce
5 development contracts with the department of health and family services under sub.
6 (4), the department of health and family services shall provide funds from the
7 appropriation under s. 20.435 (4) (kz) to Wisconsin Works agencies to offset the
8 administrative costs of reducing payment errors in Wisconsin Works under ss.
9 49.141 to 49.161.

10 **(4) CONTRACT FOR WISCONSIN WORKS.** Notwithstanding s. 49.197 (1m) and (3),
11 the department of workforce development may contract with the department of
12 health and family services to investigate suspected fraudulent activity on the part
13 of recipients of aid to families with dependent children under s. 49.19 and
14 participants in Wisconsin Works under ss. 49.141 to 49.161 and to conduct activities
15 to reduce payment errors in Wisconsin Works under ss. 49.141 to 49.161, as provided
16 in this section.

17 **SECTION 1196.** 49.847 of the statutes is created to read:

18 **49.847 Recovery of incorrect payments under certain public**
19 **assistance programs. (1)** Subject to ss. 49.497 (1) and 49.793 (1), the department
20 of health and family services, or a county or elected governing body of a federally
21 recognized American Indian tribe or band acting on behalf of the department, may
22 recover benefits incorrectly paid under any of the programs administered by the
23 department under this chapter.

24 **(2)** The department, county, or elected governing body may recover an
25 overpayment from a family or individual who continues to receive benefits under any

ENGROSSED ASSEMBLY BILL 100**SECTION 1196**

1 program administered by the department under this chapter by reducing the
2 family's or individual's benefit amount. Subject to s. 49.793 (1), the department may
3 by rule specify other methods for recovering incorrectly paid benefits.

4 **(3)** Subject to ss. 49.497 (2) and 49.793 (2), a county or elected governing body
5 may retain a portion of an amount recovered under this section due to the efforts of
6 an employee or officer of the county, tribe, or band, as provided by the department
7 by rule.

8 **SECTION 1197.** 49.85 (1) of the statutes is amended to read:

9 **49.85 (1) DEPARTMENT NOTIFICATION REQUIREMENT.** If a county department under
10 s. 46.215, 46.22, or 46.23 or a governing body of a federally recognized American
11 Indian tribe or band determines that the department of health and family services
12 may recover an amount under s. 49.497, 49.793, or 49.847, or that the department
13 of workforce development may recover an amount under s. 49.161, or 49.195 (3), or
14 49.793, or collect an amount under s. 49.147 (6) (cm), the county department or
15 governing body shall notify the affected department of the determination. If a
16 Wisconsin works Works agency determines that the department of workforce
17 development may recover an amount under s. 49.161 or 49.195 (3), or collect an
18 amount under s. 49.147 (6) (cm), the Wisconsin works Works agency shall notify the
19 department of workforce development of the determination.

20 **SECTION 1198.** 49.85 (2) (a) of the statutes is renumbered 49.85 (2) (a) (intro.)
21 and amended to read:

22 **49.85 (2) (a) (intro.)** At least annually, the department of health and family
23 services shall certify to the department of revenue the amounts that, based on the
24 notifications received under sub. (1) and on other information received by the
25 department of health and family services, the department of health and family

ENGROSSED ASSEMBLY BILL 100**SECTION 1198**

1 services has determined that it may recover under s. 49.45 (2) (a) 10. ~~or~~, 49.497,
2 49.793, or 49.847, except that the department of health and family services may not
3 certify an amount under this subsection unless it all of the following apply:

4 1. The department has met the notice requirements under sub. (3) ~~and unless~~
5 ~~its~~.

6 2. The department's determination has either not been appealed or is no longer
7 under appeal.

8 **SECTION 1199.** 49.85 (2) (a) 3. of the statutes is created to read:

9 49.85 (2) (a) 3. If the determination relates to recovery of an amount under s.
10 49.497, the determination was rendered to a judgment under s. 49.497 (1m) (b).

11 **SECTION 1200.** 49.85 (2) (b) of the statutes is amended to read:

12 49.85 (2) (b) At least annually, the department of workforce development shall
13 certify to the department of revenue the amounts that, based on the notifications
14 received under sub. (1) and on other information received by the department of
15 workforce development, the department of workforce development has determined
16 that it may recover under ss. 49.161, and 49.195 (3), ~~and 49.793~~, and collect under
17 s. 49.147 (6) (cm), except that the department of workforce development may not
18 certify an amount under this subsection unless it has met the notice requirements
19 under sub. (3) and unless its determination has either not been appealed or is no
20 longer under appeal.

21 **SECTION 1201.** 49.85 (3) (a) 1. of the statutes is amended to read:

22 49.85 (3) (a) 1. Inform the person that the department of health and family
23 services intends to certify to the department of revenue an amount that the
24 department of health and family services has determined to be due under s. 49.45

ENGROSSED ASSEMBLY BILL 100**SECTION 1201**

1 (2) (a) 10. ~~or~~ 49.497, 49.793, or 49.847, for setoff from any state tax refund that may
2 be due the person.

3 **SECTION 1202.** 49.85 (3) (b) 1. of the statutes is amended to read:

4 49.85 (3) (b) 1. Inform the person that the department of workforce
5 development intends to certify to the department of revenue an amount that the
6 department of workforce development has determined to be due under s. 49.161, or
7 49.195 (3), ~~or 49.793~~, or to be delinquent under a repayment agreement for a loan
8 under s. 49.147 (6), for setoff from any state tax refund that may be due the person.

9 **SECTION 1203.** 49.855 (6) of the statutes is amended to read:

10 49.855 (6) If the state implements the child and spousal support and
11 establishment of paternity and medical support liability program under ss. 49.22
12 and 59.53 (5), the state may act under this section in place of the county child support
13 agency under s. 59.53 (5).

14 **SECTION 1205.** 49.857 (1) (d) 4. of the statutes is amended to read:

15 49.857 (1) (d) 4. A certification, license, training permit, registration, approval
16 or certificate issued under s. 49.45 (2) (a) 11., 146.50 (5) (a) or (b), (6g) (a) or (8) (a),
17 ~~250.05 (5)~~, 252.23 (2), 252.24 (2), 254.176 (1) or (3) (a), 254.178 (2) (a), 254.20 (2), (3)
18 or (4), 254.47 (1), 254.64 (1) (a) or (b), 254.71 (2) or 255.08 (2).

19 **SECTION 1217r.** 50.04 (2d) of the statutes is created to read:

20 50.04 (2d) RESIDENT LEVELS OF CARE. The department may not require a nursing
21 home to use the criteria for functional eligibility specified in s. 46.286 (1) (a) to
22 determine resident levels of care under sub. (2) (d).

23 **SECTION 1218.** 50.065 (2) (bg) of the statutes is amended to read:

24 50.065 (2) (bg) If an entity hires or contracts with a caregiver for whom, within
25 the last 4 years, the information required under par. (b) 1. to 3. and 5. has already

ENGROSSED ASSEMBLY BILL 100**SECTION 1218**

1 been obtained by another entity, the entity may obtain that information from that
2 other entity, which, notwithstanding par. (br), shall provide the information, if
3 possible, to the requesting entity. If an entity cannot obtain the information required
4 under par. (b) 1. to 3. and 5. from another entity or if an entity has reasonable grounds
5 to believe that any information obtained from another entity is no longer accurate,
6 the entity shall obtain that information from the sources specified in par. (b) 1. to 3.
7 and 5.

8 **SECTION 1219.** 50.065 (2) (br) of the statutes is created to read:

9 50.065 (2) (br) 1. Except as provided in subd. 2, an entity that receives
10 information regarding the arrest or conviction of a caregiver from the federal bureau
11 of investigation in connection with a criminal history search under this section may
12 use the information only to determine whether the caregiver's arrest or conviction
13 record disqualifies him or her from serving as a caregiver. An entity is immune from
14 civil liability to a caregiver for using arrest or conviction information provided by the
15 federal bureau of investigation to make an employment determination regarding the
16 caregiver.

17 2. Subdivision 1. does not apply to use by an entity of arrest or conviction
18 information that the entity requests from the federal bureau of investigation after
19 September 30, 2007.

20 **SECTION 1220.** 50.065 (8) of the statutes is amended to read:

21 50.065 (8) The department may charge a fee for obtaining the information
22 required under sub. (2) (am) or (3) (a) or for providing information to an entity to
23 enable the entity to comply with sub. (2) (b) or (3) (b). ~~The fee may not exceed the~~
24 ~~reasonable cost of obtaining the information.~~ No fee may be charged to a nurse's

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1 assistant, as defined in s. 146.40 (1) (d), for obtaining or maintaining the information
2 if to do so would be inconsistent with federal law.

3 **SECTION 1221.** 50.135 (2) (c) of the statutes is amended to read:

4 50.135 (2) (c) The fees collected under par. (a) shall be credited to the
5 ~~appropriations~~ appropriation account under s. 20.435 (4) ~~(gm)~~ and (6) (jm) as
6 ~~specified in those appropriations~~ for licensing, review and certifying activities.

7 **SECTION 1222m.** 50.14 (2) (intro.) of the statutes is amended to read:

8 50.14 (2) (intro.) For the privilege of doing business in this state, there is
9 imposed on all licensed beds of a facility an assessment that may not exceed \$445 per
10 calendar month per licensed bed of an intermediate care facility for the mentally
11 ~~retarded may not exceed \$435 in fiscal year 2003–04 and may not exceed \$445 in~~
12 ~~fiscal year 2004–05~~ and an assessment that may not exceed \$75 per calendar month
13 per licensed bed of a nursing home. The assessment moneys collected shall be
14 deposited in the general fund, ~~except that in fiscal year 2003–04, amounts in excess~~
15 ~~of \$14,300,000, in fiscal year 2004–05, amounts in excess of \$13,800,000, and,~~
16 ~~beginning July 1, 2005, in each fiscal year, amounts in excess of 45% of the money~~
17 ~~received from the assessment shall be deposited in the Medical Assistance trust~~
18 fund. In determining the number of licensed beds, all of the following apply:

19 **SECTION 1223.** 50.14 (4) of the statutes is amended to read:

20 50.14 (4) Sections 77.59 (1) to (5), (6) (intro.), (a) and (c) and (7) to (10), 77.60
21 (1) to (7), (9) and (10), 77.61 (9) and (12) to (14) and 77.62, as they apply to the taxes
22 under subch. III of ch. 77, apply to the assessment under this section, except that the
23 amount of any assessment collected under s. 77.59 (7) ~~in excess of \$14,300,000 in~~
24 ~~fiscal year 2003–04, in excess of \$13,800,000 in fiscal year 2004–05, and, beginning~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1223**

1 ~~July 1, 2005, in excess of 45% in each fiscal year~~ in a fiscal year shall be deposited
2 in the Medical Assistance trust fund.

3 **SECTION 1224.** 51.05 (3g) of the statutes is repealed.

4 **SECTION 1225.** 51.05 (3m) of the statutes is repealed.

5 **SECTION 1225m.** 51.06 (7) of the statutes is created to read:

6 51.06 (7) JOINT SERVICES PROGRAMS. The department of health and family
7 services, the department of veterans affairs, and the department of corrections shall,
8 if the report specified under 2005 Wisconsin Act (this act), section 9121 (12q), is
9 approved by the joint committee on finance, jointly fund and implement the
10 programs proposed in the report at the Northern Center for the Developmentally
11 Disabled and the Southern Center for the Developmentally Disabled for the joint
12 provision, for all programs that each agency conducts at these places, of personnel,
13 payroll, purchasing, custodianship, grounds and maintenance, distribution,
14 warehouse, and security services.

15 **SECTION 1226.** 51.30 (4) (b) 27. of the statutes is created to read:

16 51.30 (4) (b) 27. For the purpose of entering information concerning the subject
17 individual into the statewide automated child welfare information system
18 established under s. 46.03 (7) (g). A county department under s. 46.215, 46.22, 46.23,
19 51.42, or 51.437, the department of health and family services, the department of
20 corrections, or any other organization that has entered into an information sharing
21 and access agreement with one of those county departments or departments and that
22 has been approved for access to the statewide automated child welfare information
23 system by the department of health and family services may have access to
24 information concerning a client of that county department, department, or
25 organization under this chapter or ch. 48 or 938 that is maintained in the statewide

ENGROSSED ASSEMBLY BILL 100**SECTION 1226**

1 automated child welfare information system, if necessary to enable the county
2 department, department, or organization to perform its duties under this chapter or
3 ch. 48 or 938 or to coordinate the delivery of services under this chapter or ch. 48 or
4 938 to the client. Before entering any information about an individual into the
5 statewide automated child welfare information system, the person entering the
6 information shall notify the individual that the information entered may be disclosed
7 as provided in this subdivision.

8 **SECTION 1227.** 51.423 (1) of the statutes is amended to read:

9 51.423 (1) The department shall fund, within the limits of the department's
10 allocation for mental health services under s. 20.435 (3) ~~(o)~~ and (7) (b) and (o) and
11 subject to this section, services for mental illness, developmental disability,
12 alcoholism, and drug abuse to meet standards of service quality and accessibility.
13 The department's primary responsibility is to guarantee that county departments
14 established under either s. 51.42 or 51.437 receive a reasonably uniform minimum
15 level of funding and its secondary responsibility is to fund programs which meet
16 exceptional community needs or provide specialized or innovative services. Moneys
17 appropriated under s. 20.435 (7) (b) and earmarked by the department for mental
18 health services under s. 20.435 (7) (o) shall be allocated by the department to county
19 departments under s. 51.42 or 51.437 in the manner set forth in this section.

20 **SECTION 1228.** 51.423 (2) of the statutes is amended to read:

21 51.423 (2) From the appropriations under s. 20.435 (3) ~~(o)~~ and (7) (b) and (o),
22 the department shall distribute the funding for services provided or purchased by
23 county departments under s. 46.23, 51.42, or 51.437 to such county departments as
24 provided under s. 46.40. County matching funds are required for the distributions
25 under s. 46.40 (2) and (9) (b). Each county's required match for the distributions

ENGROSSED ASSEMBLY BILL 100**SECTION 1228**

1 under s. 46.40 (2) for a year equals 9.89% of the total of the county's distributions
2 under s. 46.40 (2) for that year for which matching funds are required plus the
3 amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile
4 delinquency-related services from its distribution for 1987. Each county's required
5 match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of that
6 county's amounts described in s. 46.40 (9) (a) (intro.) for that year. Matching funds
7 may be from county tax levies, federal and state revenue sharing funds, or private
8 donations to the counties that meet the requirements specified in sub. (5). Private
9 donations may not exceed 25% of the total county match. If the county match is less
10 than the amount required to generate the full amount of state and federal funds
11 distributed for this period, the decrease in the amount of state and federal funds
12 equals the difference between the required and the actual amount of county
13 matching funds.

14 **SECTION 1229.** 51.437 (4rm) (c) 2. b. of the statutes is amended to read:

15 51.437 **(4rm)** (c) 2. b. Bill the county department of developmental disabilities
16 services for services provided on or after December 31, 1997, at \$48 per day, if an
17 independent professional review established under 42 USC 1396a (a) (31) designates
18 the person served as appropriate for community care, including persons who have
19 been admitted for more than 180 consecutive days and for whom the cost of care in
20 the community would be equal to or less than \$184 per day the daily rate for services
21 under s. 46.275. The department of health and family services shall use money it
22 receives from the county department of developmental disabilities services to offset
23 the state's share of medical assistance. Payment is due from the county department
24 of developmental disabilities services within 60 days of the billing date, subject to
25 provisions of the contract. If the department of health and family services does not

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1 receive any payment within 60 days, it shall deduct all or part of the amount due from
2 any payment the department of health and family services is required to make to the
3 county department of developmental disabilities services. The department of health
4 and family services shall first use collections received under s. 46.10 as a result of
5 care at a center for the developmentally disabled to reduce the costs paid by medical
6 assistance, and shall remit the remainder to the county department of
7 developmental disabilities services up to the portion billed. The department of
8 health and family services shall use the appropriation under s. 20.435 (2) (gk) to
9 remit collection credits and other appropriate refunds to county departments of
10 developmental disabilities services.

11 **SECTION 1230.** 59.40 (2) (p) of the statutes is amended to read:

12 59.40 (2) (p) Cooperate with the department of workforce development with
13 respect to the child and spousal support and establishment of paternity and medical
14 ~~liability~~ support liability program under ss. 49.22 and 59.53 (5), and provide that
15 department with any information from court records which it requires to administer
16 that program.

17 **SECTION 1231.** 59.43 (1) (u) of the statutes is repealed and recreated to read:

18 59.43 (1) (u) Submit that portion of recording fees collected under sub. (2) (ag)
19 1. and (e) and not retained by the county to the department of administration under
20 s. 59.72 (5).

21 **SECTION 1232.** 59.43 (1) (um) of the statutes is repealed.

22 **SECTION 1233.** 59.43 (2) (ag) 1. of the statutes is repealed and recreated to read:

23 59.43 (2) (ag) 1. Subject to s. 59.72 (5), for recording any instrument entitled
24 to be recorded in the office of the register of deeds, \$11 for the first page and \$2 for

ENGROSSED ASSEMBLY BILL 100**SECTION 1233**

1 each additional page, except that no fee may be collected for recording a change of
2 address that is exempt from a filing fee under s. 185.83 (1) (b).

3 **SECTION 1234.** 59.43 (2) (e) of the statutes is repealed and recreated to read:

4 59.43 (2) (e) Subject to s. 59.72 (5), for filing any instrument which is entitled
5 to be filed in the office of register of deeds and for which no other specific fee is
6 specified, \$11 for the first page and \$2 for each additional page.

7 **SECTION 1235b.** 59.58 (6) (title) of the statutes is amended to read:

8 59.58 (6) (title) ~~REGIONAL TRANSPORTATION~~ TRANSIT AUTHORITY.

9 **SECTION 1235c.** 59.58 (6) (a) 1. of the statutes is amended to read:

10 59.58 (6) (a) 1. “Authority” means the regional transportation transit
11 authority.

12 **SECTION 1235d.** 59.58 (6) (a) 2. of the statutes is amended to read:

13 59.58 (6) (a) 2. “Region” means the geographic area composed of the counties
14 of Kenosha, Milwaukee, Ozaukee, and Racine, ~~Walworth, Washington and~~
15 ~~Waukesha.~~

16 **SECTION 1235e.** 59.58 (6) (b) of the statutes is repealed and recreated to read:

17 59.58 (6) (b) The counties of Kenosha, Milwaukee, and Racine shall create a
18 regional transit authority. The governing body of the authority shall consist of the
19 following members:

20 1. Three members, one from each county in the region, appointed by the county
21 executive of each county and approved by the county board.

22 2. Three members, one from the most populous city in each county in the region,
23 appointed by the mayor of each such city and approved by the common council.

24 3. One member from the most populous city in the region, nominated by the
25 governor, and with the advice and consent of the senate appointed.

ENGROSSED ASSEMBLY BILL 100**SECTION 1235i**

1 **SECTION 1235i.** 59.58 (6) (bm) of the statutes is created to read:

2 59.58 **(6)** (bm) No action may be taken by the authority unless at least 6
3 members of the authority's governing body vote to approve the action.

4 **SECTION 1235k.** 59.58 (6) (c) of the statutes is amended to read:

5 59.58 **(6)** (c) The Notwithstanding s. 59.84 (2), the authority shall be
6 responsible for the coordination of highway and transit and commuter rail programs
7 in the region ~~and for other responsibilities as specified for the authority by the~~
8 legislature.

9 **SECTION 1235L.** 59.58 (6) (cg) of the statutes is created to read:

10 59.58 **(6)** (cg) 1. The authority may impose the fees under subch. XIII of ch. 77.
11 2. The authority shall retain all revenues received under subd. 1., except those
12 expended as authorized under par. (cr), until the authority has submitted the report
13 specified in par. (e) and action on the report is taken by the legislature.

14 **SECTION 1235m.** 59.58 (6) (cr) of the statutes is created to read:

15 59.58 **(6)** (cr) The authority may hire staff, conduct studies, and expend funds
16 essential to the preparation of the report specified in par. (e).

17 **SECTION 1235n.** 59.58 (6) (d) of the statutes is amended to read:

18 59.58 **(6)** (d) The department of transportation or its designee, the
19 southeastern Wisconsin Regional Planning Commission, or any designee of the
20 governing body of the authority may provide administrative support services to
21 assist the authority in fulfilling its duties.

22 **SECTION 1235o.** 59.58 (6) (dm) of the statutes is created to read:

23 59.58 **(6)** (dm) Any recipient of state funding for the planning or engineering
24 of a commuter rail project in the region shall periodically report to the authority's
25 governing body or staff.

ENGROSSED ASSEMBLY BILL 100**SECTION 1235p**

1 **SECTION 1235p.** 59.58 (6) (e) (intro.) of the statutes is amended to read:

2 59.58 **(6)** (e) (intro.) By November 15, ~~1992~~ 2008, the authority shall submit to
3 the governor and to the chief clerk of each house of the legislature, for distribution
4 to the legislature under s. 13.172 (2), a report on the activities of the authority. The
5 report shall include all of the following:

6 **SECTION 1235q.** 59.58 (6) (e) 1. and 2. of the statutes are repealed.

7 **SECTION 1235r.** 59.58 (6) (e) 3. of the statutes is amended to read:

8 59.58 **(6)** (e) 3. A plan to improve the ~~coordinating and funding~~ coordination of
9 expanded public mass transit, commuter rail, and passenger rail in the region.

10 **SECTION 1235s.** 59.58 (6) (e) 3m. of the statutes is repealed.

11 **SECTION 1235t.** 59.58 (6) (e) 3r. of the statutes is amended to read:

12 59.58 **(6)** (e) 3r. A recommendation on the use of bonding for commuter rail and
13 public transit in the region, and the role of the authority in such bonding.

14 **SECTION 1235u.** 59.58 (6) (e) 4. of the statutes is repealed.

15 **SECTION 1235v.** 59.58 (6) (e) 4g. and 4r. of the statutes are created to read:

16 59.58 **(6)** (e) 4g. A plan for the distribution among the mass transit operators
17 in the region of any permanent regional funding specified in subd. 5.

18 4r. A recommendation as to whether the responsibilities of the authority should
19 be limited to collection and distribution of regional transit funding or should also
20 include operation of transit service.

21 **SECTION 1235w.** 59.58 (6) (e) 5. (intro.) of the statutes is renumbered 59.58 (6)
22 (e) 5. and amended to read:

23 59.58 **(6)** (e) 5. A proposal that specifically identifies a permanent regional
24 funding source to provide local funds for ~~highway improvements in the region that~~
25 ~~have a demonstrably regional impact, and for the local portion of operating and~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1235w**

1 capital costs of commuter rail and public transit that are not covered by passenger
2 fares. ~~In making its proposal, the authority shall consider at least the following and~~
3 that considers all potential funding sources.

4 **SECTION 1235x.** 59.58 (6) (e) 5. a. to d. of the statutes are repealed.

5 **SECTION 1235y.** 59.58 (6) (e) 6. of the statutes is amended to read:

6 59.58 (6) (e) 6. A recommendation on whether the authority should continue
7 in existence after September 30, ~~1993~~ 2009.

8 **SECTION 1235z.** 59.69 (3) (a) of the statutes is amended to read:

9 59.69 (3) (a) The county zoning agency may direct the preparation of a county
10 development plan or parts of the plan for the physical development of the
11 unincorporated territory within the county and areas within incorporated
12 jurisdictions whose governing bodies by resolution agree to having their areas
13 included in the county's development plan. The plan may be adopted in whole or in
14 part and may be amended by the board and endorsed by the governing bodies of
15 incorporated jurisdictions included in the plan. The county development plan, in
16 whole or in part, in its original form or as amended, is hereafter referred to as the
17 development plan. ~~Beginning on January 1, 2010, if the county engages in any~~
18 ~~program or action described in s. 66.1001 (3), the development plan shall contain at~~
19 ~~least all of the elements specified in s. 66.1001 (2).~~

20 **SECTION 1236.** 59.72 (3) of the statutes is repealed and recreated to read:

21 59.72 (3) LAND INFORMATION OFFICE. The board may establish a county land
22 information office or may direct that the functions and duties of the office be
23 performed by an existing department, board, commission, agency, institution,
24 authority, or office. If the board establishes a county land information office, the
25 office shall:

ENGROSSED ASSEMBLY BILL 100**SECTION 1236**

1 (a) Coordinate land information projects within the county, between the county
2 and local governmental units, between the state and local governmental units and
3 among local governmental units, the federal government and the private sector.

4 (b) Within 2 years after the land information office is established, develop and
5 receive approval for a countywide plan for land records modernization. The plan
6 shall be submitted for approval to the department of administration under s. 16.967
7 (3) (e).

8 (c) Review and recommend projects from local governmental units for grants
9 from the department of administration under s. 16.967 (7).

10 **SECTION 1237.** 59.72 (4) of the statutes is repealed and recreated to read:

11 59.72 (4) AID TO COUNTIES. A board that has established a land information
12 office under sub. (3) may apply to the department of administration for a grant for
13 a land information project under s. 16.967 (7).

14 **SECTION 1238.** 59.72 (5) of the statutes is repealed and recreated to read:

15 59.72 (5) LAND RECORD MODERNIZATION FUNDING. (a) Before the 16th day of each
16 month a register of deeds shall submit to the department of administration \$7 from
17 the fee for recording or filing the first page of each instrument that is recorded or filed
18 under s. 59.43 (2) (ag) 1. or (e), less any amount retained by the county under par.
19 (b).

20 (b) A county may retain \$5 of the \$7 submitted under par. (a) from the fee for
21 recording or filing the first page of each instrument that is recorded or filed under
22 s. 59.43 (2) (ag) 1. or (e) if all of the following conditions are met:

23 1. The county has established a land information office under sub. (3).

ENGROSSED ASSEMBLY BILL 100**SECTION 1238**

1 2. A land information office has been established for less than 2 years or has
2 received approval for a countywide plan for land records modernization under sub.
3 (3) (b).

4 3. The county uses \$4 of each \$5 fee retained under this paragraph to develop,
5 implement, and maintain the countywide plan for land records modernization and
6 \$1 of each \$5 fee retained under this paragraph for the provision of land information
7 on the Internet, including the county's land information records relating to housing.

8 **SECTION 1238m.** 62.23 (2) of the statutes is amended to read:

9 62.23 (2) FUNCTIONS. It shall be the function and duty of the commission to
10 make and adopt a master plan for the physical development of the city, including any
11 areas outside of its boundaries that in the commission's judgment bear relation to the
12 development of the city provided, however, that in any county where a regional
13 planning department has been established, areas outside the boundaries of a city
14 may not be included in the master plan without the consent of the county board of
15 supervisors. The master plan, with the accompanying maps, plats, charts, and
16 descriptive and explanatory matter, shall show the commission's recommendations
17 for such physical development, ~~and shall, as described in sub. (3) (b), contain at least~~
18 ~~the elements described in s. 66.1001 (2).~~ The commission may from time to time
19 amend, extend, or add to the master plan or carry any part or subject matter into
20 greater detail. The commission may adopt rules for the transaction of business and
21 shall keep a record of its resolutions, transactions, findings, and determinations,
22 which record shall be a public record.

23 **SECTION 1238n.** 62.23 (3) (b) of the statutes is amended to read:

24 62.23 (3) (b) The commission may adopt the master plan as a whole by a single
25 resolution, or, as the work of making the whole master plan progresses, may from

ENGROSSED ASSEMBLY BILL 100**SECTION 1238n**

1 time to time by resolution adopt a part or parts of a master plan. ~~Beginning on~~
2 ~~January 1, 2010, if the city engages in any program or action described in s. 66.1001~~
3 ~~(3), the master plan shall contain at least all of the elements specified in s. 66.1001~~
4 ~~(2).~~ The adoption of the plan or any part, amendment, or addition, shall be by
5 resolution carried by the affirmative votes of not less than a majority of all the
6 members of the city plan commission. The resolution shall refer expressly to the
7 elements ~~under s. 66.1001 and other matters intended by the commission to form the~~
8 whole or any part of the plan, and the action taken shall be recorded on the adopted
9 plan or part of the plan by the identifying signature of the secretary of the
10 commission, and a copy of the plan or part of the plan shall be certified to the common
11 council. The purpose and effect of the adoption and certifying of the master plan or
12 part of the plan shall be solely to aid the city plan commission and the council in the
13 performance of their duties.

14 **SECTION 1242p.** 66.0216 of the statutes is created to read:

15 **66.0216 Incorporation of certain towns contiguous to 2nd class cities.**

16 **(1) CONDITIONS.** (a) A town board may initiate the procedure for incorporating its
17 town as a city or village under this section by adopting a resolution providing for a
18 referendum by the electors of the town on the question of whether the town should
19 become a city or village if on the date of the adoption of the resolution all of the
20 following conditions are satisfied:

21 (b) The most recent federal decennial census shows that the resident
22 population of the town exceeds 23,000.

23 (c) The town is contiguous to a 2nd class city with a resident population
24 exceeding 75,000.

ENGROSSED ASSEMBLY BILL 100**SECTION 1242p**

1 (d) The most recent per capita equalized valuation figures available from the
2 department of revenue show that the per capita equalized valuation for the town is
3 equal to or greater than the average per capita equalized valuation for all cities and
4 villages in the state.

5 (e) The town board of the town is authorized to exercise village powers.

6 (f) The town contains at least 2,500 acres of land that has been zoned for
7 industrial, commercial, communication, or public utility use.

8 (g) The town contains at least 400 acres of land actually used for industrial,
9 commercial, communication, or public utility purposes.

10 (h) The common council of at least one 2nd class city that is contiguous to the
11 town has adopted a resolution approving the incorporation of the town as a city or
12 village.

13 **(2) REFERENDUM RESOLUTION.** The resolution of the town board required under
14 sub. (1) shall do, or contain, all of the following:

15 (a) Certify that all of the conditions under sub. (1) are satisfied.

16 (b) Contain a description of the territory to be incorporated sufficiently
17 accurate to determine its location and a statement that a scale map reasonably
18 showing the boundaries of the territory is on file with the town clerk.

19 (c) If incorporation as a city is proposed, specify the number of members of the
20 common council and the method of election, and specify the numbers and boundaries
21 of the aldermanic districts.

22 (d) Determine the numbers and boundaries of each ward of the proposed city
23 or village, conforming to the requirements of s. 5.15 (1) and (2).

24 (e) Determine the date of the referendum, which may not be earlier than 6
25 weeks after the adoption of the resolution.

ENGROSSED ASSEMBLY BILL 100**SECTION 1242p**

1 **(3) NOTICE OF REFERENDUM.** The town clerk shall publish the resolution adopted
2 under sub. (1) in a newspaper published in the town. If no newspaper is published
3 in the town, the town clerk shall publish the resolution in a newspaper designated
4 in the resolution. The town clerk shall publish the resolution once a week for 4
5 successive weeks, the first publication to be not more than 4 weeks before the
6 referendum.

7 **(4) VOTING PROCEDURE.** The referendum shall be conducted in the same manner
8 as elections for town board supervisors. The question appearing on the ballot shall
9 be: “Shall the town of ... become a city?” or “Shall the town of ... become a village?”
10 Below the question shall appear 2 squares. To the left of one square shall appear the
11 words “For a city” or “For a village,” and to the left of the other square shall appear
12 the words “Against a city” or “Against a village.” The inspectors shall make a return
13 to the town clerk.

14 **(5) CERTIFICATE OF INCORPORATION.** If a majority of the votes are cast in favor
15 of a city or village, the town clerk shall certify that fact to the secretary of state,
16 together with 4 copies of a description of the legal boundaries of the town, and 4 copies
17 of a plat of the town. The town clerk shall also send the secretary of state an
18 incorporation fee of \$1,000. Upon receipt of the town clerk’s certification, the
19 incorporation fee, and other required documents, the secretary of state shall issue
20 a certificate of incorporation and record the certificate in a book kept for that
21 purpose. The secretary of state shall provide 2 copies of the description and plat to
22 the department of transportation and one copy to the department of revenue. The
23 town clerk shall also transmit a copy of the certification and the resolution under sub.
24 (1) to the county clerk.

ENGROSSED ASSEMBLY BILL 100**SECTION 1242p**

1 **(6) ACTION.** No action to contest the validity of an incorporation under this
2 section on any grounds, whether procedural or jurisdictional, may be commenced
3 after 60 days from the date of issuance of the charter of incorporation by the secretary
4 of state. In any such action, the burden of proof as to all issues is upon the person
5 bringing the action to show that the incorporation is not valid. An action contesting
6 an incorporation shall be given preference in the circuit court

7 **(7) CITY OR VILLAGE POWERS.** A city or village incorporated under this section
8 is a body corporate and politic, with the powers and privileges of a municipal
9 corporation at common law and conferred by ch. 61 or 62.

10 **(8) EXISTING ORDINANCES.** (a) Ordinances in force in the territory or any part
11 of the territory, to the extent not inconsistent with ch. 61 or 62, continue in force until
12 altered or repealed.

13 (b) A county shoreland zoning ordinance enacted under s. 59.692 that is in force
14 in any part of the territory continues in force until altered under s. 59.692 (7) (ad).

15 **(9) INTERIM OFFICERS, FIRST CITY OR VILLAGE ELECTION.** Section 66.0215 (8) and
16 (9), as it applies to a town that is incorporated as a city under s. 66.0215, applies to
17 a town that is incorporated as a city or village under this section.

18 **(10) SUNSET.** This section does not apply after June 30, 2010.

19 **SECTION 1242q.** 66.0230 (2) (d) of the statutes is amended to read:

20 66.0230 **(2) (d)** The consolidating town, and city or village, agree to adopt a
21 ~~comprehensive~~ master plan under s. ~~66.1001~~ s. 62.23 (2) or (3) for the consolidated
22 city or village, and the ~~comprehensive~~ master plan takes effect on the effective date
23 of the consolidation.

24 **SECTION 1242s.** 66.0231 of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1242s**

1 **66.0231 Notice of certain litigation affecting municipal status or**
2 **boundaries.** If a proceeding under ss. 61.187, 61.189, 61.74, 62.075, 66.0201 to
3 66.0213, 66.0215, 66.0216, 66.0217, 66.0221, 66.0223, 66.0227 or 66.0307 or other
4 sections relating to an incorporation, annexation, consolidation, dissolution or
5 detachment of territory of a city or village is contested by instigation of legal
6 proceedings, the clerk of the city or village involved in the proceedings shall file with
7 the secretary of state 4 copies of a notice of the commencement of the action. The
8 clerk shall file with the secretary of state 4 copies of any judgments rendered or
9 appeals taken in such cases. The notices or copies of judgments that are required
10 under this section may also be filed by an officer or attorney of any party of interest.
11 The secretary of state shall forward to the department of transportation 2 copies and
12 to the department of revenue and the department of administration one copy each
13 of any notice of action or judgment filed with the secretary of state under this section.

14 **SECTION 1250e.** 66.0309 (8) (a) 1. b. of the statutes is amended to read:

15 66.0309 **(8)** (a) 1. b. ~~Consistent with the elements specified in s. 66.1001, make~~
16 Make plans for the physical, social and economic development of the region, and,
17 ~~consistent with the elements specified in s. 66.1001, adopt by resolution any plan or~~
18 the portion of any plan so prepared as its official recommendation for the
19 development of the region.

20 **SECTION 1250f.** 66.0309 (9) of the statutes is amended to read:

21 66.0309 **(9)** PREPARATION OF MASTER PLAN FOR REGION. The regional planning
22 commission shall have the function and duty of making and adopting a master plan
23 for the physical development of the region. The master plan, with the accompanying
24 maps, plats, charts, programs and descriptive and explanatory matter, shall show
25 the commission's recommendations for physical development ~~and shall contain at~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1250f**

1 ~~least the elements described in s. 66.1001.~~ The regional planning commission may
2 amend, extend or add to the master plan or carry any part or subject matter into
3 greater detail.

4 **SECTION 1250g.** 66.0309 (10) of the statutes is amended to read:

5 66.0309 **(10)** ADOPTION OF MASTER PLAN FOR REGION. The master plan shall be
6 made with the general purpose of guiding and accomplishing a coordinated, adjusted
7 and harmonious development of the region which will, in accordance with existing
8 and future needs, best promote public health, safety, morals, order, convenience,
9 prosperity or the general welfare, as well as efficiency and economy in the process
10 of development. The regional planning commission may adopt the master plan as
11 a whole by a single resolution, or, as the work of making the whole master plan
12 progresses, may by resolution adopt a part or parts of the master plan, ~~any part to~~
13 ~~correspond with one or more of the elements specified in s. 66.1001.~~ The resolution
14 shall refer expressly to the maps, plats, charts, programs and descriptive and
15 explanatory matter, and other matters intended by the regional planning
16 commission to form the whole or any part of the plan, and the action taken shall be
17 recorded on the adopted plan or part of the adopted plan by the identifying signature
18 of the chairperson of the regional planning commission and a copy of the plan or part
19 of the adopted plan shall be certified to the legislative bodies of the local
20 governmental units within the region. The purpose and effect of adoption of the
21 master plan shall be solely to aid the regional planning commission and the local
22 governments and local government officials comprising the region in the
23 performance of their functions and duties.

24 **SECTION 1250m.** 66.0317 (2) (c) 2. e. of the statutes is repealed.

25 **SECTION 1251c.** 66.0602 of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1251c**

1 **66.0602 Local levy limits. (1) DEFINITIONS.** In this section:

2 (a) “Debt service” includes debt service on debt issued or reissued to fund or
3 refund outstanding municipal or county obligations, interest on outstanding
4 municipal or county obligations, and related issuance costs and redemption
5 premiums.

6 (b) “Penalized excess” means the levy over the limit under sub. (2) for the
7 political subdivision, not including any amount that is excepted from the limit under
8 subs. (3), (4), and (5).

9 (c) “Political subdivision” means a city, village, town, or county.

10 (d) “Valuation factor” means a percentage equal to the percentage change in the
11 political subdivision’s January 1 equalized value due to new construction less
12 improvements removed between the previous year and the current year, but not less
13 than zero.

14 **(2) LEVY LIMIT.** Except as provided in subs. (3), (4), and (5), no political
15 subdivision may increase its levy in any year by a percentage that exceeds the
16 political subdivision’s valuation factor. In determining its levy in any year, a city,
17 village, or town shall subtract any tax increment that is calculated under s. 60.85 (1)
18 (L) or 66.1105 (2) (i).

19 **(3) EXCEPTIONS.** (a) If a political subdivision transfers to another governmental
20 unit responsibility for providing any service that the political subdivision provided
21 in the preceding year, the levy increase limit otherwise applicable under this section
22 to the political subdivision in the current year is decreased to reflect the cost that the
23 political subdivision would have incurred to provide that service, as determined by
24 the department of revenue.

ENGROSSED ASSEMBLY BILL 100**SECTION 1251c**

1 (b) If a political subdivision increases the services that it provides by adding
2 responsibility for providing a service transferred to it from another governmental
3 unit that provided the service in the preceding year, the levy increase limit otherwise
4 applicable under this section to the political subdivision in the current year is
5 increased to reflect the cost of that service, as determined by the department of
6 revenue.

7 (c) If a city or village annexes territory from a town, the city's or village's levy
8 increase limit otherwise applicable under this section is increased in the current year
9 by an amount equal to the town levy on the annexed territory in the preceding year
10 and the levy increase limit otherwise applicable under this section in the current
11 year for the town from which the territory is annexed is decreased by that same
12 amount, as determined by the department of revenue.

13 (d) 1. If the amount of debt service for a political subdivision in the preceding
14 year is less than the amount of debt service needed in the current year, as a result
15 of the political subdivision adopting a resolution before July 1, 2005, authorizing the
16 issuance of debt, the levy increase limit otherwise applicable under this section to the
17 political subdivision in the current year is increased by the difference between these
18 2 amounts, as determined by the department of revenue.

19 2. The limit otherwise applicable under this section does not apply to amounts
20 levied by a political subdivision for the payment of any general obligation debt
21 service, including debt service on debt issued or reissued to fund or refund
22 outstanding obligations of the political subdivision, interest on outstanding
23 obligations of the political subdivision, or the payment of related issuance costs or
24 redemption premiums, authorized on or after July 1, 2005, by a referendum and
25 secured by the full faith and credit of the political subdivision.

ENGROSSED ASSEMBLY BILL 100**SECTION 1251c**

1 (e) The limit otherwise applicable under this section does not apply to the
2 amount that a county levies in that year for a county children with disabilities
3 education board.

4 (f) The limit otherwise applicable under this section does not apply to the
5 amount that a 1st class city levies for school purposes.

6 (g) If a county has provided a service in a part of the county in the preceding
7 year and if a city, village, or town has provided that same service in another part of
8 the county in the preceding year, and if the provision of that service is consolidated
9 at the county level, the levy increase limit otherwise applicable under this section to
10 the county in the current year is increased to reflect the total cost of providing that
11 service, as determined by the department of revenue.

12 **(4) REFERENDUM EXCEPTION.** (a) A political subdivision may exceed the levy
13 increase limit under sub. (2) if its governing body adopts a resolution to that effect
14 and if the resolution is approved in a referendum. The resolution shall specify the
15 proposed amount of increase in the levy beyond the amount that is allowed under
16 sub. (2), and shall specify whether the proposed amount of increase is for the next
17 fiscal year only or if it will apply on an ongoing basis. With regard to a referendum
18 relating to the 2005 or 2007 levy, the political subdivision may call a special
19 referendum for the purpose of submitting the resolution to the electors of the political
20 subdivision for approval or rejection. With regard to a referendum relating to the
21 2006 levy, the referendum shall be held at the next succeeding spring primary or
22 election or September primary or general election.

23 (b) The clerk of the political subdivision shall publish type A, B, C, D, and E
24 notices of the referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of
25 failure to comply with the notice requirements of this paragraph.

ENGROSSED ASSEMBLY BILL 100**SECTION 1251c**

1 (c) The referendum shall be held in accordance with chs. 5 to 12. The political
2 subdivision shall provide the election officials with all necessary election supplies.

3 The form of the ballot shall correspond substantially with the standard form for
4 referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1)

5 (a). The question shall be submitted as follows: “Under state law, the increase in the
6 levy of the (name of political subdivision) for the tax to be imposed for the next
7 fiscal year, (year), is limited to%, which results in a levy of \$.... Shall the
8 (name of political subdivision) be allowed to exceed this limit and increase the levy
9 for the next fiscal year, (year), by a total of%, which results in a levy of \$....?”.

10 (d) Within 14 days after the referendum, the clerk of the political subdivision
11 shall certify the results of the referendum to the department of revenue. The levy
12 increase limit otherwise applicable to the political subdivision under sub. (2) is
13 increased in the next fiscal year by the percentage approved by a majority of those
14 voting on the question. If the resolution specifies that the increase is for one year
15 only, the amount of the increase shall be subtracted from the base used to calculate
16 the limit for the 2nd succeeding fiscal year.

17 (5) EXCEPTION, CERTAIN TOWNS. A town with a population of less than 2,000 may
18 exceed the levy increase limit otherwise applicable under this section to the town if
19 the town board adopts a resolution supporting an increase and places the question
20 on the agenda of an annual town meeting or a special town meeting and if the annual
21 or special town meeting adopts a resolution endorsing the town board’s resolution.
22 The limit otherwise applicable to the town under sub. (2) is increased in the next
23 fiscal year by the percentage approved by a majority of those voting on the question.
24 Within 14 days after the adoption of the resolution, the town clerk shall certify the
25 results of the vote to the department of revenue.

ENGROSSED ASSEMBLY BILL 100**SECTION 1251c**

1 **(6) PENALTIES.** If the department of revenue determines that a political
2 subdivision has a penalized excess in any year, the department of revenue shall do
3 all of the following:

4 (a) Reduce the amount of county and municipal aid payments to the political
5 subdivision under s. 79.035 in the following year by an amount equal to the amount
6 of the penalized excess.

7 (b) Ensure that the amount of any reductions in county and municipal aid
8 payments under par. (a) lapses to the general fund.

9 (c) Ensure that the amount of the penalized excess is not included in
10 determining the limit described under sub. (2) for the political subdivision for the
11 following year.

12 **(7) SUNSET.** This section does not apply beginning 3 years after the effective
13 date of this subsection [revisor inserts date].

14 **SECTION 1254m.** 66.1001 of the statutes is repealed.

15 **SECTION 1257.** 69.22 (1) (c) of the statutes is amended to read:

16 69.22 (1) (c) ~~Twelve~~ Fifteen dollars for issuing an uncertified copy of a birth
17 certificate or a certified copy of a birth certificate, ~~\$7~~ \$9 of which shall be forwarded
18 to the secretary of administration as provided in sub. (1m) and credited to the
19 appropriations under s. 20.433 (1) (g) and (h); and \$3 for issuing any additional
20 certified or uncertified copy of the same birth certificate issued at the same time.

21 **SECTION 1258.** 69.22 (5) (b) 2. of the statutes is amended to read:

22 69.22 (5) (b) 2. The filing of a birth certificate under s. 69.14 (2) (b) 5. ~~The To~~
23 ~~the~~ fee under this subdivision ~~includes the search for the birth certificate and the~~
24 ~~first copy of the certificate except that the state registrar shall add to the \$20 fee, the~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1258**

1 \$5 shall be added the \$15 fee required under sub. (1) (c), which shall be treated as
2 specified in sub. (1) (c).

3 **SECTION 1258m.** 70.05 (5) (a) 1m. of the statutes is amended to read:

4 70.05 (5) (a) 1m. “Class of property” means residential under s. 70.32 (2) (a) 1.;
5 commercial under s. 70.32 (2) (a) 2.; public utility general structures and substations
6 under s. 70.32 (2) (a) 8.; personal property; or the sum of undeveloped under s. 70.32
7 (2) (a) 5., agricultural forest under s. 70.32 (2) (a) 5m.; productive forest land under
8 s. 70.32 (2) (a) 6. and other under s. 70.32 (2) (a) 7.

9 **SECTION 1259.** 70.111 (3m) of the statutes is amended to read:

10 70.111 (3m) CHARTER SPORT FISHING BOATS. Motorboats, and the equipment
11 used on them, which are regularly employed in carrying persons for hire for sport
12 fishing in and upon the outlying waters, as defined in s. 29.001 (63), and the rivers
13 and tributaries specified in s. ~~29.191 (5)~~ 29.2285 (2) (a) 1. and 2. if the owner and all
14 operators are licensed under s. 29.512 or under s. 29.514 or both and by the U.S. coast
15 guard to operate the boat for that purpose.

16 **SECTION 1260b.** 70.112 (4) (a) of the statutes is amended to read:

17 70.112 (4) (a) All Except as provided in par. (am), all special property assessed
18 under ss. 76.01 to 76.26 and property of any light, heat, and power company taxed
19 under s. 76.28, car line company, and electric cooperative association that is used and
20 useful in the operation of the business of such company or association. If Except as
21 provided in par. (am) 1., if a general structure for which an exemption is sought under
22 this section is used and useful in part in the operation of any public utility assessed
23 under ss. 76.01 to 76.26 or of the business of any light, heat, and power company
24 taxed under s. 76.28, car line company, or electric cooperative association and in part
25 for nonoperating purposes of the public utility or company or association, that

ENGROSSED ASSEMBLY BILL 100**SECTION 1260b**

1 general structure shall be assessed for taxation under this chapter at the percentage
2 of its full market value that fairly measures and represents the extent of its use for
3 nonoperating purposes. Nothing provided in this paragraph shall exclude any real
4 estate or any property which is separately accounted for under s. 196.59 from special
5 assessments for local improvements under s. 66.0705.

6 **SECTION 1260c.** 70.112 (4) (am) of the statutes is created to read:

7 70.112 (4) (am) 1. Except as provided in subd. 3., beginning with the property
8 tax assessments as of January 1, 2007, a general structure owned or leased by a light,
9 heat, and power company taxed under s. 76.28 or 76.29 is subject to general property
10 taxes and, beginning with distributions in 2008, shall not be included in the
11 calculation of payments under s. 79.04 (1) and (2).

12 2. Except as provided in subd. 3., beginning with the property tax assessments
13 as of January 1, 2008, a substation of a light, heat, and power company taxed under
14 s. 76.28 or 76.29 is subject to general property taxes and, beginning with
15 distributions in 2009, shall not be included in the calculation of payments under s.
16 79.04 (1) and (2), except that this subdivision does not apply to transmission
17 substation property.

18 3. This paragraph does not apply to the property of a light, heat, and power
19 company that is located within the boundaries of the municipality that operates the
20 company and for which payments are made under s. 66.0811 (2).

21 4. Property subject to taxation under this paragraph shall be assessed by the
22 department of revenue, as provided under s. 70.995.

23 **SECTION 1260m.** 70.114 (1) (b) of the statutes is renumbered 70.114 (1) (b) 1.
24 and amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1260m**

1 70.114 (1) (b) 1. ~~“Estimated value”,~~ For land purchased before the effective date
2 of this subdivision [revisor inserts date], “estimated value.” for the year during
3 which land is purchased, means the purchase price and, for later years, means the
4 value that was used for calculating the aid payment under this section for the prior
5 year increased or decreased to reflect the annual percentage change in the equalized
6 valuation of all property, excluding improvements, in the taxation district, as
7 determined by comparing the most recent determination of equalized valuation
8 under s. 70.57 for that property to the next preceding determination of equalized
9 valuation under s. 70.57 for that property.

10 **SECTION 1260n.** 70.114 (1) (b) 2. of the statutes is created to read:

11 70.114 (1) (b) 2. For land purchased on or after the effective date of this
12 subdivision [revisor inserts date], “estimated value,” for the year during which
13 land is purchased, means the lesser of the purchase price or the determination of the
14 land’s equalized valuation under s. 70.57 in the year before the year during which
15 the land is purchased, increased or decreased to reflect the annual percentage
16 change in the equalized valuation of all property, excluding improvements, in the
17 taxation district, as determined by comparing the most recent determination of
18 equalized valuation under s. 70.57 for that property to the next preceding
19 determination of equalized valuation under s. 70.57 for that property, except that if
20 the land was exempt from taxation in the year prior to the year during which the
21 department purchased the land “estimated value,” for the year during which the land
22 is purchased, means the lesser of the purchase price, the most recent determination
23 of the land’s equalized valuation under s. 70.57, or an amount that would result in
24 a payment under sub. (4) that is equal to \$1 per acre. “Estimated value,” for later
25 years, means the value that was used for calculating the aid payment under this

ENGROSSED ASSEMBLY BILL 100**SECTION 1260n**

1 section for the prior year increased or decreased to reflect the annual percentage
2 change in the equalized valuation of all property, excluding improvements, in the
3 taxation district, as determined by comparing the most recent determination of
4 equalized valuation under s. 70.57 for that property to the next preceding
5 determination of equalized valuation under s. 70.57 for that property.

6 **SECTION 1260p.** 70.32 (2) (a) 8. of the statutes is created to read:

7 70.32 (2) (a) 8. Public utility general structures and substations.

8 **SECTION 1260q.** 70.32 (2) (c) 2m. of the statutes is created to read:

9 70.32 (2) (c) 2m. “Public utility general structures and substations” means
10 property described under s. 70.112 (4) (am).

11 **SECTION 1260r.** 70.58 of the statutes is renumbered 70.58 (1) and amended to
12 read:

13 70.58 (1) ~~There~~ Except as provided in sub. (2), there is levied an annual tax of
14 two-tenths of one mill for each dollar of the assessed valuation of the property of the
15 state as determined by the department of revenue under s. 70.57, for the purpose of
16 acquiring, preserving and developing the forests of the state and for the purpose of
17 forest crop law and county forest law administration and aid payments, for grants
18 to forestry cooperatives under s. 36.56, and for the acquisition, purchase and
19 development of forests described under s. 25.29 (7) (a) and (b), the proceeds of the tax
20 to be paid into the conservation fund. The tax shall not be levied in any year in which
21 general funds are appropriated for the purposes specified in this section, equal to or
22 in excess of the amount which the tax would produce.

23 **SECTION 1260s.** 70.58 (2) of the statutes is created to read:

24 70.58 (2) In each of 3 years beginning with the property tax assessments as of
25 January 1 of the year of the effective date of this subsection [revisor inserts date],

ENGROSSED ASSEMBLY BILL 100**SECTION 1260s**

1 the department of revenue shall adjust the rate of the tax imposed under this section
2 so that the percentage increase from the previous year in the total amount levied
3 under this section does not exceed 2.6 percent. The rate determined by the
4 department of revenue for the property tax assessment as of January 1 of the 2nd
5 year following the effective date of this subsection [revisor inserts date], shall be
6 the rate of the tax imposed under this section for all subsequent years.

7 **SECTION 1260t.** 70.995 (15) of the statutes is created to read:

8 70.995 **(15)** (a) For the property tax assessments as of January 1, 2007, the
9 treatment of manufacturing property under subs. (4) to (14) extends to property
10 described under s. 70.112 (4) (am) 1.

11 (b) For the property tax assessments as of January 1, 2008, the treatment of
12 manufacturing property under subs. (4) to (14) extends to property described under
13 s. 70.112 (4) (am) 2.

14 **SECTION 1261.** 71.01 (1b) of the statutes is created to read:

15 71.01 **(1b)** For purposes of s. 71.04 (7) (df) and (dh), “commercial domicile”
16 means the location from which a trade or business is principally managed and
17 directed, based on any factors the department determines are appropriate, including
18 the location where the greatest number of employees of the trade or business work,
19 have their office or base of operations, or from which the employees are directed or
20 controlled.

21 **SECTION 1262.** 71.01 (1n) of the statutes is created to read:

22 71.01 **(1n)** For purposes of s. 71.04 (7) (df) and (dh), “domicile” means an
23 individual’s true, fixed, and permanent home where the individual intends to remain
24 permanently and indefinitely and to which, whenever absent, the individual intends
25 to return, except that no individual may have more than one domicile at any time.

ENGROSSED ASSEMBLY BILL 100**SECTION 1263**

1 **SECTION 1263.** 71.01 (6) (j) of the statutes is repealed.

2 **SECTION 1264.** 71.01 (6) (k) of the statutes is repealed.

3 **SECTION 1265.** 71.01 (6) (L) of the statutes is amended to read:

4 71.01 **(6)** (L) For taxable years that begin after December 31, 1996, and before
5 January 1, 1998, for natural persons and fiduciaries, except fiduciaries of nuclear
6 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
7 Internal Revenue Code as amended to December 31, 1996, excluding sections 103,
8 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
9 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
10 104–188, and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277,
11 P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
12 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
13 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding
14 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
15 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
16 909, and 910 of P.L. 108–357, and as indirectly affected by P.L. 99–514, P.L. 100–203,
17 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280,
18 P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
19 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
20 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
21 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202
22 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
23 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
24 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
25 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1265**

1 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
2 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
3 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357.
4 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
5 federal purposes. Amendments to the federal Internal Revenue Code enacted after
6 December 31, 1996, do not apply to this paragraph with respect to taxable years
7 beginning after December 31, 1996, and before January 1, 1998, except that
8 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.
9 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
10 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
11 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
12 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
13 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
14 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect
15 the provisions applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L.
16 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
17 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
18 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
19 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
20 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
21 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the
22 same time as for federal purposes.

23 **SECTION 1266.** 71.01 (6) (m) of the statutes is amended to read:

24 71.01 **(6)** (m) For taxable years that begin after December 31, 1997, and before
25 January 1, 1999, for natural persons and fiduciaries, except fiduciaries of nuclear

ENGROSSED ASSEMBLY BILL 100**SECTION 1266**

1 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
2 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
3 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
4 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
5 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36,
6 P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
7 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
8 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding
9 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
10 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
11 909, and 910 of P.L. 108–357, and as indirectly affected by P.L. 99–514, P.L. 100–203,
12 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280,
13 P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
14 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
15 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
16 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202
17 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
18 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
19 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
20 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
21 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109
22 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of
23 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
24 910 of P.L. 108–357. The Internal Revenue Code applies for Wisconsin purposes at
25 the same time as for federal purposes. Amendments to the federal Internal Revenue

ENGROSSED ASSEMBLY BILL 100**SECTION 1266**

1 Code enacted after December 31, 1997, do not apply to this paragraph with respect
2 to taxable years beginning after December 31, 1997, and before January 1, 1999,
3 except that changes to the Internal Revenue Code made by P.L. 105-178, P.L.
4 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections
5 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
6 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L.
7 107-181, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,
8 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357,
9 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108-357, and changes
10 that indirectly affect the provisions applicable to this subchapter made by P.L.
11 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554,
12 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431
13 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L.
14 107-147, and P.L. 107-181, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L.
15 108-311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108-311, and P.L.
16 108-357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108-357,
17 apply for Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 1267.** 71.01 (6) (n) of the statutes is amended to read:

19 71.01 **(6)** (n) For taxable years that begin after December 31, 1998, and before
20 January 1, 2000, for natural persons and fiduciaries, except fiduciaries of nuclear
21 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
22 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,
23 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
24 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
25 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,

ENGROSSED ASSEMBLY BILL 100**SECTION 1267**

1 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
2 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
3 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.
4 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
5 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910
6 of P.L. 108–357, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647,
7 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508,
8 P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
9 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
10 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
11 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
12 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
13 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
14 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
15 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
16 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding
17 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
18 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
19 909, and 910 of P.L. 108–357. The Internal Revenue Code applies for Wisconsin
20 purposes at the same time as for federal purposes. Amendments to the federal
21 Internal Revenue Code enacted after December 31, 1998, do not apply to this
22 paragraph with respect to taxable years beginning after December 31, 1998, and
23 before January 1, 2000, except that changes to the Internal Revenue Code made by
24 P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and
25 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,

ENGROSSED ASSEMBLY BILL 100**SECTION 1267**

1 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
2 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,
3 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
4 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes
5 that indirectly affect the provisions applicable to this subchapter made by P.L.
6 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
7 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
8 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
9 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,
10 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
11 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for
12 Wisconsin purposes at the same time as for federal purposes.

13 **SECTION 1268.** 71.01 (6) (o) of the statutes is amended to read:

14 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before
15 January 1, 2003, for natural persons and fiduciaries, except fiduciaries of nuclear
16 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
17 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
18 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
19 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
20 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and
21 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,
22 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and
23 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
24 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
25 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,

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1 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,
2 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected by P.L. 99–514,
3 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
4 P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104,
5 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
6 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
7 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections
8 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
9 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
10 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
11 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
12 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of
13 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
14 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
15 section 109 of P.L. 108–121, P.L. 108–218, 108–311, excluding sections 306, 307, 308,
16 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
17 336, 337, 909, and 910 of P.L. 108–357. The Internal Revenue Code applies for
18 Wisconsin purposes at the same time as for federal purposes. Amendments to the
19 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this
20 paragraph with respect to taxable years beginning after December 31, 1999, and
21 before January 1, 2003, except that changes to the Internal Revenue Code made by
22 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
23 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,
24 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
25 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding

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1 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.
2 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
3 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
4 and 910 of P.L. 108–357, and changes that indirectly affect the provisions applicable
5 to this subchapter made by P.L. 106–230, P.L. 106–554, excluding sections 162 and
6 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,
7 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and
8 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
9 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
10 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
11 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,
12 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the same
13 time as for federal purposes.

14 **SECTION 1269.** 71.01 (6) (p) of the statutes is amended to read:

15 71.01 **(6)** (p) For taxable years that begin after December 31, 2002, and before
16 January 1, 2004, for natural persons and fiduciaries, except fiduciaries of nuclear
17 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
18 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,
19 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
20 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
21 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
22 431 of P.L. 107–16, and section 101 of P.L. 107–147, and as amended by P.L. 108–27,
23 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
24 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
25 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403

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1 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
2 910 of P.L. 108–357, and P.L. 108–375, and as indirectly affected by P.L. 99–514, P.L.
3 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
4 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and
5 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
6 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
7 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections
8 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
9 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
10 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
11 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
12 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L.
13 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27,
14 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
15 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
16 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
17 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
18 910 of P.L. 108–357, and P.L. 108–375. The Internal Revenue Code applies for
19 Wisconsin purposes at the same time as for federal purposes. Amendments to the
20 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this
21 paragraph with respect to taxable years beginning after December 31, 2002, and
22 before January 1, 2004, except that changes to the Internal Revenue Code made by
23 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,
24 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.
25 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,

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1 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336,
2 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, and changes that indirectly
3 affect the provisions applicable to this subchapter made by P.L. 108–27, excluding
4 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.
5 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
6 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
7 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
8 P.L. 108–357, and P.L. 108–375, apply for Wisconsin purposes at the same time as
9 for federal purposes.

10 **SECTION 1270.** 71.01 (6) (q) of the statutes is created to read:

11 71.01 (6) (q) For taxable years that begin after December 31, 2003, and before
12 January 1, 2005, for natural persons and fiduciaries, except fiduciaries of nuclear
13 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
14 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,
15 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
16 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
17 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
18 431 of P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L.
19 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and as
20 amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
21 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244,
22 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, and as
23 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
24 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.
25 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.

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1 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
2 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
3 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
4 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
5 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
6 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
7 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
8 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
9 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.
10 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding
11 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding
12 sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding
13 sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L.
14 108–476. The Internal Revenue Code applies for Wisconsin purposes at the same
15 time as for federal purposes. Amendments to the federal Internal Revenue Code
16 enacted after December 31, 2003, do not apply to this paragraph with respect to
17 taxable years beginning after December 31, 2003, and before January 1, 2005,
18 except that changes to the Internal Revenue Code made by P.L. 108–203, P.L.
19 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
20 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
21 P.L. 108–357, P.L. 108–375, and P.L. 108–476, and changes that indirectly affect the
22 provisions applicable to this subchapter made by P.L. 108–203, P.L. 108–218, P.L.
23 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
24 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,

ENGROSSED ASSEMBLY BILL 100**SECTION 1270**

1 P.L. 108–375, and P.L. 108–476, apply for Wisconsin purposes at the same time as
2 for federal purposes.

3 **SECTION 1271.** 71.01 (6) (r) of the statutes is created to read:

4 71.01 (6) (r) For taxable years that begin after December 31, 2004, for natural
5 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or
6 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code
7 as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.
8 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
9 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,
10 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
11 431 of P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L.
12 108–27, section 1201 of P.L. 108–173, sections 306, 308, 401, and 403 (a) of P.L.
13 108–311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as
14 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
15 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.
16 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
17 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
18 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
19 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
20 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
21 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
22 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
23 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
24 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
25 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1271**

1 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
2 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 401, and 403 (a)
3 of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
4 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476. The Internal Revenue Code
5 applies for Wisconsin purposes at the same time as for federal purposes.
6 Amendments to the federal Internal Revenue Code enacted after December 31, 2004,
7 do not apply to this paragraph with respect to taxable years beginning after
8 December 31, 2004.

9 **SECTION 1272.** 71.01 (8g) of the statutes is amended to read:

10 71.01 **(8g)** “Member” does not include a member of a limited liability company
11 treated as a corporation under s. 71.22 ~~(1)~~ (1k).

12 **SECTION 1273.** 71.01 (8m) of the statutes is amended to read:

13 71.01 **(8m)** “Partner” does not include a partner of a publicly traded
14 partnership treated as a corporation under s. 71.22 ~~(1)~~ (1k).

15 **SECTION 1274.** 71.01 (10g) of the statutes is created to read:

16 71.01 **(10g)** For purposes of s. 71.04 (7) (df) and (dh), “state” means a state of
17 the United States, the District of Columbia, the commonwealth of Puerto Rico, or any
18 territory or possession of the United States, unless the context requires that “state”
19 means only the state of Wisconsin.

20 **SECTION 1275.** 71.03 (1) of the statutes is amended to read:

21 71.03 **(1)** DEFINITION. In this section, “gross income” means all income, from
22 whatever source derived and in whatever form realized, whether in money, property
23 or services, which is not exempt from Wisconsin income taxes. “Gross income”
24 includes, but is not limited to, the following items: compensation for services,
25 including salaries, wages and fees, commissions and similar items; gross income

ENGROSSED ASSEMBLY BILL 100**SECTION 1275**

1 derived from business; interest; rents; royalties; dividends; alimony and separate
2 maintenance payments; annuities; income from life insurance and endowment
3 contracts; pensions; income from discharge of indebtedness; distributive shares of
4 partnership gross income except distributive shares of the income of publicly traded
5 partnerships treated as corporations under s. 71.22 (1) (1k); distributive shares of
6 limited liability company gross income except distributive shares of the income of
7 limited liability companies treated as corporations under s. 71.22 (1) (1k); income in
8 respect of a decedent; and income from an interest in an estate or trust. “Gross
9 income” from a business or farm consists of the total gross receipts without reduction
10 for cost of goods sold, expenses or any other amounts. The gross rental amounts
11 received from rental properties are included in gross income without reduction for
12 expenses or any other amounts. “Gross income” from the sale of securities, property
13 or other assets consists of the gross selling price without reduction for the cost of the
14 assets, expenses of sale or any other amounts. “Gross income” from an annuity,
15 retirement plan or profit sharing plan consists of the gross amount received without
16 reduction for the employee’s contribution to the annuity or plan.

17 **SECTION 1276m.** 71.04 (7) (d) of the statutes is amended to read:

18 71.04 (7) (d) Sales Except as provided in pars. (df) and (dh), sales, other than
19 sales of tangible personal property, are in this state if the income-producing activity
20 is performed in this state. If the income-producing activity is performed both in and
21 outside this state the sales shall be divided between those states having jurisdiction
22 to tax such business in proportion to the direct costs of performance incurred in each
23 such state in rendering this service. ~~Services performed in states which do not have~~
24 ~~jurisdiction to tax the business shall be deemed to have been performed in the state~~
25 ~~to which compensation is allocated by s. 71.04 (6), 2001 stats.~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1279**

1 **SECTION 1279.** 71.04 (7) (df) of the statutes is created to read:

2 71.04 (7) (df) 1. Gross receipts from the use of computer software are in this
3 state if the purchaser or licensee uses the computer software at a location in this
4 state.

5 2. Computer software is used at a location in this state if the purchaser or
6 licensee uses the computer software in the regular course of business operations in
7 this state, for personal use in this state, or if the purchaser or licensee is an individual
8 whose domicile is in this state. If the purchaser or licensee uses the computer
9 software in more than one state, the gross receipts shall be divided among those
10 states having jurisdiction to impose an income tax on the taxpayer in proportion to
11 the use of the computer software in those states. To determine computer software
12 use in this state, the department may consider the number of users in each state
13 where the computer software is used, the number of site licenses or workstations in
14 this state, and any other factors that reflect the use of computer software in this
15 state.

16 3. If the taxpayer is not subject to income tax in the state in which the gross
17 receipts are considered received under this paragraph, but the taxpayer's
18 commercial domicile is in this state, 50 percent of those gross receipts shall be
19 included in the numerator of the sales factor.

20 **SECTION 1281.** 71.04 (7) (dh) of the statutes is created to read:

21 71.04 (7) (dh) 1. Gross receipts from services are in this state if the purchaser
22 of the service received the benefit of the service in this state.

23 2. The benefit of a service is received in this state if any of the following applies:

24 a. The service relates to real property that is located in this state.

ENGROSSED ASSEMBLY BILL 100**SECTION 1281**

1 b. The service relates to tangible personal property that is located in this state
2 at the time that the service is received or tangible personal property that is delivered
3 directly or indirectly to customers in this state.

4 c. The service is provided to an individual who is physically present in this state
5 at the time that the service is received.

6 d. The service is provided to a person engaged in a trade or business in this state
7 and relates to that person's business in this state.

8 3. If the purchaser of a service receives the benefit of a service in more than one
9 state, the gross receipts from the performance of the service are included in the
10 numerator of the sales factor according to the portion of the service received in this
11 state.

12 4. If the taxpayer is not subject to income tax in the state in which the benefit
13 of the service is received, the benefit of the service is received in this state to the
14 extent that the taxpayer's employees or representatives performed services from a
15 location in this state. Fifty percent of the taxpayer's receipts that are considered
16 received in this state under this paragraph shall be included in the numerator of the
17 sales factor.

18 **SECTION 1286c.** 71.05 (1) (bm) of the statutes is created to read:

19 71.05 (1) (bm) *Health Insurance Risk-Sharing Plan.* Income of the
20 organization administering the Health Insurance Risk-Sharing Plan under ch. 149.

21 **SECTION 1286e.** 71.05 (6) (b) 20. (intro.) of the statutes is amended to read:

22 71.05 (6) (b) 20. (intro.) For taxable years beginning on or after January 1,
23 1995, and before January 1, 2006, an amount paid by a person who is the employee
24 of another person if the person's employer pays no amount of money toward the

ENGROSSED ASSEMBLY BILL 100**SECTION 1286e**

1 person's medical care insurance, for medical care insurance for the person, his or her
2 spouse and the person's dependents, calculated as follows:

3 **SECTION 1286gm.** 71.05 (6) (b) 21. of the statutes is renumbered 71.05 (6) (b)
4 21. a. and amended to read:

5 71.05 (6) (b) 21. a. The For taxable years beginning before January 1, 2007, the
6 difference between the amount of social security benefits included in federal
7 adjusted gross income for the current year and the amount calculated under section
8 86 of the ~~internal revenue code~~ Internal Revenue Code as that section existed on
9 December 31, 1992.

10 **SECTION 1286hm.** 71.05 (6) (b) 21. b. of the statutes is created to read:

11 71.05 (6) (b) 21. b. For taxable years beginning after December 31, 2006, and
12 before January 1, 2008, the difference between the amount of social security benefits
13 included in federal adjusted gross income for the current year and 70 percent of the
14 amount calculated under section 86 of the Internal Revenue Code as that section
15 existed on December 31, 1992.

16 **SECTION 1286im.** 71.05 (6) (b) 21. c. of the statutes is created to read:

17 71.05 (6) (b) 21. c. For taxable years beginning after December 31, 2007 and
18 before January 1, 2009, the difference between the amount of social security benefits
19 included in federal adjusted gross income for the current year and 40 percent of the
20 amount calculated under section 86 of the Internal Revenue Code as that section
21 existed on December 31, 1992.

22 **SECTION 1286jm.** 71.05 (6) (b) 21. d. of the statutes is created to read:

23 71.05 (6) (b) 21. d. For taxable years beginning after December 31, 2008, the
24 amount of social security benefits included in federal adjusted gross income under
25 section 86 of the Internal Revenue Code.

ENGROSSED ASSEMBLY BILL 100**SECTION 1286Lm**

1 **SECTION 1286Lm.** 71.05 (6) (b) 22. of the statutes is amended to read:

2 71.05 **(6)** (b) 22. For taxable years beginning after December 31, 1995, and
3 before January 1, 2006, an amount up to \$5,000 that is expended during the period
4 that consists of the year to which the claim relates and the prior 2 taxable years, by
5 a full-year resident of this state who is an adoptive parent, for adoption fees, court
6 costs or legal fees relating to the adoption of a child, for whom a final order of adoption
7 has been entered under s. 48.91 (3) during the taxable year.

8 **SECTION 1287.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

9 71.05 **(6)** (b) 28. (intro.) An amount paid by a claimant for tuition expenses for
10 a student who is the claimant or who is the claimant's child and the claimant's
11 dependent who is claimed under section 151 (c) of the Internal Revenue Code, to
12 attend any university, college, technical college or a school approved under s. 45.54
13 38.50, that is located in Wisconsin or to attend a public vocational school or public
14 institution of higher education in Minnesota under the Minnesota-Wisconsin
15 reciprocity agreement under s. 39.47, calculated as follows:

16 **SECTION 1288.** 71.05 (6) (b) 28. a. of the statutes is amended to read:

17 71.05 **(6)** (b) 28. a. An amount equal to not more than \$3,000 twice the average
18 amount charged by the board of regents of the University of Wisconsin System at
19 4-year institutions for resident undergraduate academic fees for the most recent fall
20 semester, as determined by the board of regents by September 1 of that semester, per
21 student for each year to which the claim relates.

22 **SECTION 1288e.** 71.05 (6) (b) 35. of the statutes is created to read:

23 71.05 **(6)** (b) 35. For taxable years beginning after December 31, 2005, an
24 amount paid by an individual who is the employee of another person if the
25 individual's employer pays no amount of money toward the individual's medical care

ENGROSSED ASSEMBLY BILL 100**SECTION 1288e**

1 insurance, for medical care insurance for the individual, his or her spouse, and the
2 individual's dependents, calculated as follows:

3 a. One hundred percent of the amount paid by the individual for medical care
4 insurance. In this subdivision, "medical care insurance" means a medical care
5 insurance policy that covers the individual, his or her spouse, and the individual's
6 dependents and provides surgical, medical, hospital, major medical, or other health
7 service coverage, and includes payments made for medical care benefits under a
8 self-insured plan, but "medical care insurance" does not include hospital indemnity
9 policies or policies with ancillary benefits such as accident benefits or benefits for loss
10 of income resulting from a total or partial inability to work because of illness,
11 sickness, or injury.

12 b. From the amount calculated under subd. 35. a., subtract the amounts
13 deducted from gross income for medical care insurance in the calculation of federal
14 adjusted gross income.

15 c. For an individual who is a nonresident or part-year resident of this state,
16 multiply the amount calculated under subd. 35. a. or b., by a fraction the numerator
17 of which is the individual's wages, salary, tips, unearned income, and net earnings
18 from a trade or business that are taxable by this state and the denominator of which
19 is the individual's total wages, salary, tips, unearned income, and net earnings from
20 a trade or business. In this subd. 35. c., for married persons filing separately "wages,
21 salary, tips, unearned income, and net earnings from a trade or business" means the
22 separate wages, salary, tips, unearned income, and net earnings from a trade or
23 business of each spouse, and for married persons filing jointly "wages, salary, tips,
24 unearned income, and net earnings from a trade or business" means the total wages,

ENGROSSED ASSEMBLY BILL 100**SECTION 1288e**

1 salary, tips, unearned income, and net earnings from a trade or business of both
2 spouses.

3 d. Reduce the amount calculated under subd. 35. a., b., or c. to the individual's
4 aggregate wages, salary, tips, unearned income, and net earnings from a trade or
5 business that are taxable by this state.

6 **SECTION 1288f.** 71.05 (6) (b) 36. of the statutes is created to read:

7 71.05 (6) (b) 36. For taxable years beginning after December 31, 2006, and
8 before January 1, 2008, an amount paid by an individual, other than a person to
9 whom subd. 19. applies, who has no employer and no self-employment income, for
10 medical care insurance for the individual, his or her spouse, and the individual's
11 dependents, calculated as follows:

12 a. Thirty-three and four-tenths percent of the amount paid by the individual
13 for medical care insurance. In this subdivision, "medical care insurance" means a
14 medical care insurance policy that covers the individual, his or her spouse, and the
15 individual's dependents and provides surgical, medical, hospital, major medical, or
16 other health service coverage, and includes payments made for medical care benefits
17 under a self-insured plan, but "medical care insurance" does not include hospital
18 indemnity policies or policies with ancillary benefits such as accident benefits or
19 benefits for loss of income resulting from a total or partial inability to work because
20 of illness, sickness, or injury.

21 b. From the amount calculated under subd. 36. a., subtract the amounts
22 deducted from gross income for medical care insurance in the calculation of federal
23 adjusted gross income.

24 c. For an individual who is a nonresident or part-year resident of this state,
25 multiply the amount calculated under subd. 36. a. or b., by a fraction the numerator

ENGROSSED ASSEMBLY BILL 100**SECTION 1288f**

1 of which is the individual's wages, salary, tips, unearned income, and net earnings
2 from a trade or business that are taxable by this state and the denominator of which
3 is the individual's total wages, salary, tips, unearned income, and net earnings from
4 a trade or business. In this subd. 36. c., for married persons filing separately "wages,
5 salary, tips, unearned income, and net earnings from a trade or business" means the
6 separate wages, salary, tips, unearned income, and net earnings from a trade or
7 business of each spouse, and for married persons filing jointly "wages, salary, tips,
8 unearned income, and net earnings from a trade or business" means the total wages,
9 salary, tips, unearned income, and net earnings from a trade or business of both
10 spouses.

11 d. Reduce the amount calculated under subd. 36. a., b., or c. to the individual's
12 aggregate wages, salary, tips, unearned income, and net earnings from a trade or
13 business that are taxable by this state.

14 **SECTION 1288g.** 71.05 (6) (b) 37. of the statutes is created to read:

15 71.05 **(6)** (b) 37. For taxable years beginning after December 31, 2007, and
16 before January 1, 2009, an amount paid by an individual, other than a person to
17 whom subd. 19. applies, who has no employer and no self-employment income, for
18 medical care insurance for the individual, his or her spouse, and the individual's
19 dependents, calculated as follows:

20 a. Sixty-six and seven-tenths percent of the amount paid by the individual for
21 medical care insurance. In this subdivision, "medical care insurance" means a
22 medical care insurance policy that covers the individual, his or her spouse, and the
23 individual's dependents and provides surgical, medical, hospital, major medical, or
24 other health service coverage, and includes payments made for medical care benefits
25 under a self-insured plan, but "medical care insurance" does not include hospital

ENGROSSED ASSEMBLY BILL 100**SECTION 1288g**

1 indemnity policies or policies with ancillary benefits such as accident benefits or
2 benefits for loss of income resulting from a total or partial inability to work because
3 of illness, sickness, or injury.

4 b. From the amount calculated under subd. 37. a., subtract the amounts
5 deducted from gross income for medical care insurance in the calculation of federal
6 adjusted gross income.

7 c. For an individual who is a nonresident or part-year resident of this state,
8 multiply the amount calculated under subd. 37. a. or b., by a fraction the numerator
9 of which is the individual's wages, salary, tips, unearned income, and net earnings
10 from a trade or business that are taxable by this state and the denominator of which
11 is the individual's total wages, salary, tips, unearned income, and net earnings from
12 a trade or business. In this subd. 37. c., for married persons filing separately "wages,
13 salary, tips, unearned income, and net earnings from a trade or business" means the
14 separate wages, salary, tips, unearned income, and net earnings from a trade or
15 business of each spouse, and for married persons filing jointly "wages, salary, tips,
16 unearned income, and net earnings from a trade or business" means the total wages,
17 salary, tips, unearned income, and net earnings from a trade or business of both
18 spouses.

19 d. Reduce the amount calculated under subd. 37. a., b., or c. to the individual's
20 aggregate wages, salary, tips, unearned income, and net earnings from a trade or
21 business that are taxable by this state.

22 **SECTION 1288h.** 71.05 (6) (b) 38. of the statutes is created to read:

23 71.05 (6) (b) 38. For taxable years beginning after December 31, 2008, an
24 amount paid by an individual, other than a person to whom subd. 19. applies, who

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1 has no employer and no self–employment income, for medical care insurance for the
2 individual, his or her spouse, and the individual’s dependents, calculated as follows:

3 a. One hundred percent of the amount paid by the individual for medical care
4 insurance. In this subdivision, “medical care insurance” means a medical care
5 insurance policy that covers the individual, his or her spouse, and the individual’s
6 dependents and provides surgical, medical, hospital, major medical, or other health
7 service coverage, and includes payments made for medical care benefits under a
8 self–insured plan, but “medical care insurance” does not include hospital indemnity
9 policies or policies with ancillary benefits such as accident benefits or benefits for loss
10 of income resulting from a total or partial inability to work because of illness,
11 sickness, or injury.

12 b. From the amount calculated under subd. 38. a., subtract the amounts
13 deducted from gross income for medical care insurance in the calculation of federal
14 adjusted gross income.

15 c. For an individual who is a nonresident or part–year resident of this state,
16 multiply the amount calculated under subd. 38. a. or b., by a fraction the numerator
17 of which is the individual’s wages, salary, tips, unearned income, and net earnings
18 from a trade or business that are taxable by this state and the denominator of which
19 is the individual’s total wages, salary, tips, unearned income, and net earnings from
20 a trade or business. In this subd. 38. c., for married persons filing separately “wages,
21 salary, tips, unearned income, and net earnings from a trade or business” means the
22 separate wages, salary, tips, unearned income, and net earnings from a trade or
23 business of each spouse, and for married persons filing jointly “wages, salary, tips,
24 unearned income, and net earnings from a trade or business” means the total wages,

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1 salary, tips, unearned income, and net earnings from a trade or business of both
2 spouses.

3 d. Reduce the amount calculated under subd. 38. a., b., or c. to the individual's
4 aggregate wages, salary, tips, unearned income, and net earnings from a trade or
5 business that are taxable by this state.

6 **SECTION 1289.** 71.05 (22) (f) 4. a. of the statutes is amended to read:

7 71.05 (22) (f) 4. a. For taxable years beginning after December 31, 1997, in the
8 case of a taxpayer with respect to whom ~~a deduction~~ an exemption under s. 71.07 (8)
9 sub. (23) (b) 2. is allowable to another person, the Wisconsin standard deduction shall
10 be the lesser of the amount under subd. 4. b. or one of the amounts calculated under
11 subd. 4. c., whichever amount under subd. 4. c. is greater.

12 **SECTION 1290.** 71.05 (22) (g) of the statutes is amended to read:

13 71.05 (22) (g) *Nonresidents.* With respect to nonresident natural persons
14 deriving income from property located, business transacted or personal or
15 professional services performed in this state, including natural persons changing
16 their domicile into or from this state, the Wisconsin standard deduction and itemized
17 deductions are based on federal adjusted gross income, and as provided in par. (f) 4.,
18 and are limited by such fraction of that amount as Wisconsin adjusted gross income
19 is of federal adjusted gross income. In this paragraph, for married persons filing
20 separately “adjusted gross income” means the separate adjusted gross income of
21 each spouse, and for married persons filing jointly “adjusted gross income” means the
22 total adjusted gross income of both spouses.

23 **SECTION 1291.** 71.05 (22) (h) of the statutes is amended to read:

24 71.05 (22) (h) *Part-year residents.* If a person and that person's spouse are not
25 both domiciled in this state during the entire taxable year, the Wisconsin standard

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1 deduction or itemized deduction on a joint return is determined by multiplying the
2 Wisconsin standard deduction or itemized deduction, each calculated on the basis of
3 federal adjusted gross income, and as provided in par. (f) 4., by a fraction the
4 numerator of which is their joint Wisconsin adjusted gross income and the
5 denominator of which is their joint federal adjusted gross income. For a married
6 person who is not domiciled in this state for the entire taxable year and who files a
7 separate return, the Wisconsin standard deduction and itemized deduction are
8 determined under par. (g).

9 **SECTION 1293.** 71.07 (2di) (b) 1. of the statutes is repealed.

10 **SECTION 1294.** 71.07 (2dL) (c) 1. of the statutes is repealed.

11 **SECTION 1295.** 71.07 (2dL) (c) 2. of the statutes is renumbered 71.07 (2dL) (c).

12 **SECTION 1296.** 71.07 (2dL) (d) of the statutes is amended to read:

13 71.07 (2dL) (d) Except as provided in par. (c) 2., the carry-over provisions of
14 s. 71.28 (4) (e) and (f) as they relate to the credit under s. 71.28 (4) relate to the credit
15 under this subsection and apply as if the development zone continued to exist.

16 **SECTION 1297.** 71.07 (2dm) (hm) of the statutes is amended to read:

17 71.07 (2dm) (hm) ~~Credits claimed~~ A claimant may claim the credit under this
18 subsection, including any credits carried over, ~~may be offset only~~ against the amount
19 of the tax otherwise due under this subchapter ~~attributable to income from the~~
20 ~~business operations of the claimant in the development zone; except that a claimant~~
21 ~~in a development zone under s. 560.795 (1) (e) may offset credits, including any~~
22 ~~credits carried over, against the amount of the tax otherwise due under this~~
23 ~~subchapter attributable to all of the claimant's income; and against the tax~~
24 ~~attributable to income from directly related business operations of the claimant.~~

25 **SECTION 1298.** 71.07 (2dr) (a) of the statutes is amended to read:

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1 71.07 (2dr) (a) *Credit.* Any person may credit against taxes otherwise due
2 under this chapter an amount equal to 5% of the amount obtained by subtracting
3 from the person's qualified research expenses, as defined in section 41 of the internal
4 revenue code, except that "qualified research expenses" include only expenses
5 incurred by the claimant in a development zone under subch. VI of ch. 560, except
6 that a taxpayer may elect the alternative computation under section 41 (c) (4) of the
7 Internal Revenue Code and that election applies until the department permits its
8 revocation and except that "qualified research expenses" do not include
9 compensation used in computing the credit under sub. (2dj) nor research expenses
10 incurred before the claimant is certified for tax benefits under s. 560.765 (3), the
11 person's base amount, as defined in section 41 (c) of the internal revenue code, in a
12 development zone, except that gross receipts used in calculating the base amount
13 means gross receipts from sales attributable to Wisconsin under s. 71.04 (7) (b) 1. and
14 2. and, (d), (df), and (dh) and research expenses used in calculating the base amount
15 include research expenses incurred before the claimant is certified for tax benefits
16 under s. 560.765 (3), in a development zone, if the claimant submits with the
17 claimant's return a copy of the claimant's certification for tax benefits under s.
18 560.765 (3) and a statement from the department of commerce verifying the
19 claimant's qualified research expenses for research conducted exclusively in a
20 development zone. The rules under s. 73.03 (35) apply to the credit under this
21 paragraph. The rules under sub. (2di) (f) and (g), as they apply to the credit under
22 that subsection, apply to claims under this paragraph. Section 41 (h) of the internal
23 revenue code does not apply to the credit under this paragraph.

24 **SECTION 1299.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

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1 71.07 **(2dx)** (a) 5. “Member of a targeted group” means a person who resides
2 in an empowerment zone, or an enterprise community, that the U.S. government
3 designates area designated by the federal government as an economic revitalization
4 area, a person who is employed in an unsubsidized job but meets the eligibility
5 requirements under s. 49.145 (2) and (3) for a Wisconsin works Works employment
6 position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), a
7 person who is eligible for child care assistance under s. 49.155, a person who is a
8 vocational rehabilitation referral, an economically disadvantaged youth, an
9 economically disadvantaged veteran, a supplemental security income recipient, a
10 general assistance recipient, an economically disadvantaged ex-convict, a qualified
11 summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as
12 defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified
13 in the manner under sub. (2dj) (am) 3. by a designated local agency, as defined in sub.
14 (2dj) (am) 2.

15 **SECTION 1300.** 71.07 (2dx) (b) (intro.) of the statutes is amended to read:

16 71.07 **(2dx)** (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and
17 in s. 73.03 (35), and subject to s. 560.785, for any taxable year for which the person
18 is entitled under s. 560.795 (3) to claim tax benefits or certified under s. 560.765 (3),
19 560.797 (4) or 560.798 (3), any person may claim as a credit against the taxes imposed
20 on the person’s income from the person’s business activities in a development zone
21 otherwise due under this chapter the following amounts:

22 **SECTION 1305.** 71.07 (3m) (a) 1. b. of the statutes is amended to read:

23 71.07 **(3m)** (a) 1. b. For partnerships except publicly traded partnerships
24 treated as corporations under s. 71.22 (4) (1k), or limited liability companies, except

ENGROSSED ASSEMBLY BILL 100**SECTION 1305**

1 limited liability companies treated as corporations under s. 71.22 ~~(1)~~ (1k), “claimant”
2 means each individual partner or member.

3 **SECTION 1306.** 71.07 (3n) (title) of the statutes is amended to read:

4 71.07 **(3n)** (title) DAIRY AND LIVESTOCK FARM INVESTMENT CREDIT.

5 **SECTION 1310b.** 71.07 (3n) (a) 2. (intro.) of the statutes is amended to read:

6 71.07 **(3n)** (a) 2. (intro.) “Dairy farm modernization or expansion” means the
7 construction, the improvement, or the acquisition of buildings or facilities, or the
8 acquisition of equipment, for dairy animal housing, confinement, animal feeding,
9 milk production, or waste management, including the following, if used exclusively
10 related to dairy animals and if acquired and placed in service in this state during
11 taxable years that begin after December 31, 2003, and before January 1, 2010:

12 **SECTION 1310c.** 71.07 (3n) (a) 4. of the statutes is created to read:

13 71.07 **(3n)** (a) 4. “Livestock” means cattle, not including dairy animals; swine;
14 poultry, including farm–raised pheasants, but not including other farm–raised game
15 birds or ratites; fish that are raised in aquaculture facilities; sheep; and goats.

16 **SECTION 1310d.** 71.07 (3n) (a) 5. of the statutes is created to read:

17 71.07 **(3n)** (a) 5. “Livestock farm modernization or expansion” means the
18 construction, the improvement, or the acquisition of buildings or facilities, or the
19 acquisition of equipment, for livestock housing, confinement, feeding, or waste
20 management, including the following, if used exclusively related to livestock and if
21 acquired and placed in service in this state during taxable years that begin after
22 December 31, 2005, and before January 1, 2012:

23 a. Birthing structures.

24 b. Rearing structures.

25 c. Feedlot structures.

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- 1 d. Feed storage and handling equipment.
- 2 e. Fences.
- 3 f. Watering facilities.
- 4 g. Scales.
- 5 h. Manure pumping and storage facilities.
- 6 i. Digesters.
- 7 j. Equipment used to produce energy.
- 8 k. Fish hatchery buildings.
- 9 L. Fish processing buildings.
- 10 m. Fish rearing ponds.

11 **SECTION 1310e.** 71.07 (3n) (a) 6. of the statutes is created to read:

12 71.07 (3n) (a) 6. a. For taxable years that begin after December 31, 2003, and
13 before January 1, 2006, “used exclusively,” related to dairy animals, means used to
14 the exclusion of all other uses except for use not exceeding 5 percent of total use.

15 b. For taxable years that begin after December 31, 2005, and before January
16 1, 2010, “used exclusively,” related to livestock, dairy animals, or both, means used
17 to the exclusion of all other uses except for use not exceeding 5 percent of total use.

18 c. For taxable years that begin after December 31, 2009, and before January
19 1, 2012, “used exclusively,” related to livestock, means used to the exclusion of all
20 other uses except for use not exceeding 5 percent of total use.

21 **SECTION 1311b.** 71.07 (3n) (b) of the statutes is renumbered 71.07 (3n) (b) 1.

22 **SECTION 1311c.** 71.07 (3n) (b) 2. of the statutes is created to read:

23 71.07 (3n) (b) 2. Subject to the limitations provided in this subsection, for
24 taxable years that begin after December 31, 2005, and before January 1, 2012, a
25 claimant may claim as a credit against the tax imposed under ss. 71.02 and 71.08 an

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1 amount equal to 10 percent of the amount the claimant paid in the taxable year for
2 livestock farm modernization or expansion related to the operation of the claimant's
3 livestock farm.

4 **SECTION 1311d.** 71.07 (3n) (e) of the statutes is renumbered 71.07 (3n) (e) 1.
5 and amended to read:

6 71.07 (3n) (e) 1. Partnerships, limited liability companies, and tax-option
7 corporations may not claim the credit under this subsection, but the eligibility for,
8 and the amount of, the credit are based on their payment of expenses under par. (b),
9 except that the aggregate amount of credits that the entity may compute shall not
10 exceed \$50,000. A partnership, limited liability company, or tax-option corporation
11 shall compute the amount of credit that each of its partners, members, or
12 shareholders may claim and shall provide that information to each of them.
13 Partners, members of limited liability companies, and shareholders of tax-option
14 corporations may claim the credit in proportion to their ownership interest.

15 **SECTION 1311e.** 71.07 (3n) (e) 2. of the statutes is created to read:

16 71.07 (3n) (e) 2. If 2 or more persons own and operate the dairy or livestock
17 farm, each person may claim a credit under par. (b) in proportion to his or her
18 ownership interest, except that the aggregate amount of the credits claimed by all
19 persons who own and operate the farm shall not exceed \$50,000.

20 **SECTION 1311g.** 71.07 (5) (a) 15. of the statutes is amended to read:

21 71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance
22 under section 213 of the Internal Revenue Code that is exempt from taxation under
23 s. 71.05 (6) (b) 17. to 20., 35., 36., 37., and 38. and the amount claimed as a deduction
24 for a long-term care insurance policy under section 213 (d) (1) (D) of the Internal

ENGROSSED ASSEMBLY BILL 100**SECTION 1311g**

1 Revenue Code, as defined in section 7702B (b) of the Internal Revenue Code that is
2 exempt from taxation under s. 71.05 (6) (b) 26.

3 **SECTION 1311i.** 71.07 (5g) of the statutes is created to read:

4 **71.07 (5g) HEALTH INSURANCE RISK-SHARING PLAN ASSESSMENTS CREDIT.** (a)

5 *Definitions.* In this subsection, “claimant” means a partner, limited liability
6 company member, or tax–option corporation shareholder who files a claim under this
7 subsection and who is a partner, member, or shareholder of an entity that is an
8 insurer, as defined in s. 149.10 (5).

9 (b) *Filing claims.* Subject to the limitations provided under this subsection, for
10 taxable years beginning after December 31, 2005, a claimant may claim as a credit
11 against the taxes imposed under s. 71.02 an amount that is equal to a percentage of
12 the amount of the assessment under s. 149.13 that the claimant paid in the taxable
13 year, as determined under par. (c).

14 (c) *Limitations.* 1. The department of revenue, in consultation with the office
15 of the commissioner of insurance, shall determine the percentage under par. (b) for
16 each claimant for each taxable year so that the cost of the credit under this subsection
17 and ss. 71.28 (5g), 71.47 (5g), and 76.655 is as close as practicable to \$2,000,000 in
18 the 2006–07 fiscal year and \$5,000,000 in each fiscal year thereafter.

19 2. Partnerships, limited liability companies, and tax–option corporations may
20 not claim the credit under this subsection, but the eligibility for, and the amount of,
21 the credit are based on their payment of amounts described under par. (b). A
22 partnership, limited liability company, or tax–option corporation shall compute the
23 amount of credit that each of its partners, members, or shareholders may claim and
24 shall provide that information to each of them. Partners, members of limited liability

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1 companies, and shareholders of tax-option corporations may claim the credit in
2 proportion to their ownership interests.

3 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under
4 s. 71.28 (4), applies to the credit under this subsection.

5 **SECTION 1311ia.** 71.07 (5i) of the statutes is created to read:

6 **71.07 (5i) ADOPTION EXPENSES CREDIT.** (a) *Definitions.* In this subsection:

7 1. “Claimant” means an individual who is eligible for, and claims, the federal
8 credit.

9 2. “Federal credit” means the federal tax credit, for adoption expenses, under
10 section 23 of the Internal Revenue Code.

11 (b) *Filing claims.* Subject to the limitations provided in this subsection, a
12 claimant may claim as a credit against the tax imposed under s. 71.02, up to the
13 amount of those taxes, an amount of up to \$5,000 of qualified adoption expenses, to
14 the extent that those expenses exceed the amount of the credit for which a claimant
15 is eligible, and claims, under the federal credit in the year to which the claim relates.

16 (c) *Limitations.* 1. No credit may be allowed under this subsection unless it
17 is claimed within the time period under s. 71.75 (2).

18 2. For a claimant who is a nonresident or part-year resident of this state and
19 who is a single person, multiply the credit for which the claimant is eligible under
20 par. (b) by a fraction, the numerator of which is the individual’s Wisconsin adjusted
21 gross income and the denominator of which is the individual’s federal adjusted gross
22 income. If a claimant is married and files a joint return, and if the claimant or the
23 claimant’s spouse, or both, are nonresidents or part-year residents of this state,
24 multiply the credit for which the claimant is eligible under par. (b) by a fraction, the

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1 numerator of which is the couple's joint Wisconsin adjusted gross income and the
2 denominator of which is the couple's joint federal adjusted gross income.

3 3. The provisions contained in section 23 of the Internal Revenue Code, to the
4 extent that they apply to the credit under that section, apply to the credit under this
5 subsection, unless this subsection explicitly provides otherwise.

6 (d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
7 under that subsection, applies to the credit under this subsection.

8 (e) *Carry-forward.* If a credit computed under this subsection is not entirely
9 offset against Wisconsin income taxes otherwise due, the unused balance may be
10 carried forward and credited against Wisconsin income taxes otherwise due for the
11 following 5 taxable years to the extent not offset by these taxes otherwise due in all
12 intervening years between the year in which the expense was incurred and the year
13 in which the carry-forward credit is claimed.

14 **SECTION 1311j.** 71.07 (6e) of the statutes is created to read:

15 71.07 (6e) VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. (a)

16 *Definitions.* In this subsection:

17 1. "Claimant" means an eligible unremarried surviving spouse or an eligible
18 veteran who files a claim under this subsection.

19 2. "Eligible unremarried surviving spouse" means an unremarried surviving
20 spouse of one of the following, as verified by the department of veterans affairs:

21 a. An individual who had served on active duty in the U.S. armed forces or in
22 forces incorporated as part of the U.S. armed forces, who was a resident of this state
23 at the time of entry into that active service, and who, while a resident of this state,
24 died while on active duty.

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1 b. An individual who had served on active duty under honorable conditions in
2 the U.S. armed forces or in forces incorporated as part of the U.S. armed forces; who
3 was a resident of this state at the time of entry into that active service; who was at
4 least 65 years of age at the time of his or her death or would have been 65 years of
5 age at the close of the year in which the death occurred; who was a resident of this
6 state at the time of his or her death; and who had a service-connected disability
7 rating of 100 percent under 38 USC 1114 or 1134.

8 c. An individual who had served in the national guard or a reserve component
9 of the U.S. armed forces, who was a resident of this state at the time of entry into that
10 service, and who, while a resident of this state, died in the line of duty while on active
11 or inactive duty for training purposes.

12 3. “Eligible veteran” means an individual who is at least 65 years of age and
13 who is verified by the department of veterans affairs as meeting all of the following
14 conditions:

15 a. Served on active duty under honorable conditions in the U.S. armed forces
16 or in forces incorporated in the U.S. armed forces.

17 b. Was a resident of this state at the time of entry into that active service.

18 c. Is currently a resident of this state for purposes of receiving veterans benefits
19 under ch. 45.

20 d. Has a service-connected disability rating of 100 percent under 38 USC 1114
21 or 1134.

22 4. “Principal dwelling” has the meaning given in sub. (9) (a) 2.

23 5. “Property taxes” means real and personal property taxes, exclusive of special
24 assessments, delinquent interest, and charges for service, paid by a claimant on the
25 claimant’s principal dwelling in this state during the taxable year for which credit

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1 under this subsection is claimed, less any property taxes paid which are properly
2 includable as a trade or business expense under section 162 of the Internal Revenue
3 Code. If the principal dwelling on which the taxes were paid is owned by 2 or more
4 persons or entities as joint tenants or tenants in common or is owned by spouses as
5 marital property, “property taxes” is that part of property taxes paid that reflects the
6 ownership percentage of the claimant. If the principal dwelling is sold during the
7 taxable year, the “property taxes” for the seller and buyer shall be the amount of the
8 tax prorated to each in the closing agreement pertaining to the sale or, if not so
9 provided for in the closing agreement, the tax shall be prorated between the seller
10 and buyer in proportion to months of their respective ownership. “Property taxes”
11 includes monthly parking permit fees in respect to a principal dwelling collected
12 under s. 66.0435 (3) (c).

13 (b) *Filing claims.* Subject to the limitations provided in this subsection, a
14 claimant may claim as a credit against the tax imposed under s. 71.02 the amount
15 of the claimant’s property taxes. If the allowable amount of the claim exceeds the
16 income taxes otherwise due on the claimant’s income, the amount of the claim not
17 used as an offset against those taxes shall be certified by the department of revenue
18 to the department of administration for payment to the claimant by check, share
19 draft, or other draft from the appropriation under s. 20.835 (2) (em).

20 (c) *Limitations.* 1. No credit may be allowed under this subsection unless it
21 is claimed within the time period under s. 71.75 (2).

22 2. No credit may be allowed under this subsection if the individual, or the
23 individual’s spouse, files a claim under sub. (3m) or (9) or subch. VIII or IX that
24 relates to the same taxable year for which a claim is made under this subsection.

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1 (d) *Administration*. Subsection (9e) (d), to the extent that it applies to the credit
2 under that subsection, applies to the credit under this subsection.

3 **SECTION 1311m.** 71.07 (6m) (b) of the statutes is renumbered 71.07 (6m) (b)
4 (intro.) and amended to read:

5 71.07 (6m) (b) *Filing claims*. (intro.) Subject to the limitations and conditions
6 provided in this subsection, a claimant may claim as a credit against the tax imposed
7 under s. 71.02, up to the amount of those taxes, one of the following amounts:

8 1. For taxable years beginning before January 1, 2006, an amount up to \$200
9 of military income for services performed by the claimant while he or she is stationed
10 outside of the United States.

11 **SECTION 1311n.** 71.07 (6m) (b) 2. of the statutes is created to read:

12 71.07 (6m) (b) 2. For taxable years beginning after December 31, 2005, an
13 amount up to \$300 of military income for services performed by the claimant while
14 he or she is stationed outside of the United States.

15 **SECTION 1311p.** 71.07 (8r) of the statutes is created to read:

16 71.07 (8r) PRIVATE SCHOOL AND HOMESCHOOL TAX CREDIT. (a) *Definitions*. In this
17 subsection:

18 1. “Claimant” means an individual who claims a pupil as a dependent under
19 section 151 (c) of the Internal Revenue Code on his or her tax return.

20 2. “Eligible institution” means a private school, as defined in s. 115.001 (3r), or
21 a home-based private educational program, as defined in s. 115.001 (3g).

22 3. “Pupil” means an individual who is enrolled in kindergarten or grades one
23 to 12 at an eligible institution and who is a dependent of the claimant under section
24 151 (c) of the Internal Revenue Code.

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1 (b) *Filing claims.* Subject to the limitations provided in this subsection, a
2 claimant may claim as a credit against the tax imposed under s. 71.02, for each pupil,
3 \$100. If the allowable amount of the claim exceeds the income taxes otherwise due
4 on the claimant's income, the amount of the claim not used as an offset against those
5 taxes shall be certified by the department of revenue to the department of
6 administration for payment to the claimant by check, share draft, or other draft from
7 the appropriation under s. 20.835 (2) (eo).

8 (c) *Limitations.* 1. No credit may be allowed under this subsection unless it
9 is claimed within the time period under s. 71.75 (2).

10 2. Part-year residents and nonresidents of this state are not eligible for the
11 credit under this subsection.

12 3. No credit may be claimed under this subsection for a pupil if the state
13 superintendent of public instruction makes a payment to the private school on behalf
14 of that pupil under s. 119.23.

15 (d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
16 under that subsection, applies to the credit under this subsection.

17 **SECTION 1312.** 71.07 (10) of the statutes is amended to read:

18 71.07 (10) CREDITS NOT ALLOWED. The credits under s. 71.28 (4) and (5) may not
19 be claimed by partners, including partners of a publicly traded partnership treated
20 as a corporation under s. 71.22 (4) (1k), members of a limited liability company,
21 including members of a limited liability company treated as a corporation under s.
22 77.22 (4) (1k), or shareholders of a tax-option corporation.

23 **SECTION 1312m.** 71.08 (1) (intro.) of the statutes is amended to read:

24 71.08 (1) IMPOSITION. (intro.) If the tax imposed on a natural person, married
25 couple filing jointly, trust, or estate under s. 71.02, not considering the credits under

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1 ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2fd), (3m), (3n), (3s),
2 (3t), (5b), (5d), (6), (6e), (8r), and (9e), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx),
3 (1fd), (2m), (3), (3n), and (3t) and 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx),
4 (1fd), (2m), (3), (3n), and (3t) and subchs. VIII and IX and payments to other states
5 under s. 71.07 (7), is less than the tax under this section, there is imposed on that
6 natural person, married couple filing jointly, trust, or estate, instead of the tax under
7 s. 71.02, an alternative minimum tax computed as follows:

8 **SECTION 1312o.** 71.10 (4) (ce) of the statutes is created to read:

9 71.10 (4) (ce) The adoption expenses credit under s. 71.07 (5i).

10 **SECTION 1312r.** 71.10 (4) (cp) of the statutes is created to read:

11 71.10 (4) (cp) Health insurance risk-sharing plan assessments credit under s.
12 71.07 (5g).

13 **SECTION 1312u.** 71.10 (4) (i) of the statutes is amended to read:

14 71.10 (4) (i) The total of claim of right credit under s. 71.07 (1), farmland
15 preservation credit under subch. IX, homestead credit under subch. VIII, farmland
16 tax relief credit under s. 71.07 (3m), farmers' drought property tax credit under s.
17 71.07 (2fd), veterans and surviving spouses property tax credit under s. 71.07 (6e),
18 private school and homeschool tax credit under s. 71.07 (8r), earned income tax credit
19 under s. 71.07 (9e), estimated tax payments under s. 71.09, and taxes withheld under
20 subch. X.

21 **SECTION 1313.** 71.10 (5g) of the statutes is created to read:

22 71.10 (5g) VETERANS TRUST FUND DONATIONS. (a) *Definitions.* In this subsection:

23 1. "Department" means the department of revenue.

24 2. "Veterans trust fund" means the fund under s. 25.36.

ENGROSSED ASSEMBLY BILL 100**SECTION 1313**

1 (b) *Voluntary payments.* 1. ‘Designation on return.’ Every individual filing an
2 income tax return who has a tax liability or is entitled to a tax refund may designate
3 on the return any amount of additional payment or any amount of a refund due that
4 individual as a veterans trust fund donation.

5 2. ‘Designation added to tax owed.’ If the individual owes any tax, the
6 individual shall remit in full the tax due and the amount designated on the return
7 as a veterans trust fund donation when the individual files a tax return.

8 3. ‘Designation deducted from refund.’ Except as provided in par. (d), if the
9 individual is owed a refund for that year after crediting under ss. 71.75 (9) and 71.80
10 (3) and (3m), the department of revenue shall deduct the amount designated on the
11 return as a veterans trust fund donation from the amount of the refund.

12 (c) *Errors; failure to remit correct amount.* If an individual who owes taxes fails
13 to remit an amount equal to or in excess of the total of the actual tax due, after error
14 corrections, and the amount designated on the return as a veterans trust fund
15 donation:

16 1. The department shall reduce the designation for the veterans trust fund to
17 reflect the amount remitted in excess of the actual tax due, after error corrections,
18 if the individual remitted an amount in excess of the actual tax due, after error
19 corrections, but less than the total of the actual tax due, after error corrections, and
20 the amount originally designated on the return as a veterans trust fund donation.

21 2. The designation for the veterans trust fund donation is void if the individual
22 remitted an amount equal to or less than the actual tax due, after error corrections.

23 (d) *Errors; insufficient refund.* If an individual is owed a refund which does not
24 equal or exceed the amount designated on the return as a veterans trust fund
25 donation, after crediting under ss. 71.75 (9) and 71.80 (3) and (3m) and after error

ENGROSSED ASSEMBLY BILL 100**SECTION 1313**

1 corrections, the department shall reduce the designation for the veterans trust fund
2 donation to reflect the actual amount of the refund that the individual is otherwise
3 owed, after crediting under ss. 71.75 (9) and 71.80 (3) and (3m) and after error
4 corrections.

5 (e) *Conditions.* If an individual places any conditions on a designation for the
6 veterans trust fund donation, the designation is void.

7 (f) *Void designation.* If a designation for the veterans trust fund donation is
8 void, the department shall disregard the designation and determine amounts due,
9 owed, refunded, and received without regard to the void designation.

10 (g) *Tax return.* The secretary of revenue shall provide a place for the
11 designations under this subsection on the individual income tax return.

12 (h) *Certification of amounts.* Annually, on or before September 15, the
13 secretary of revenue shall certify to the department of veterans affairs, the
14 department of administration, and the state treasurer:

15 1. The total amount of the administrative costs, including data processing
16 costs, incurred by the department in administering this subsection during the
17 previous fiscal year.

18 2. The total amount received from all designations for veterans trust fund
19 donations made by taxpayers during the previous fiscal year.

20 3. The net amount remaining after the administrative costs, including data
21 processing costs, under subd. 1. are subtracted from the total received under subd.

22 2.

23 (i) *Appropriations.* From the moneys received from designations for veterans
24 trust fund donations, an amount equal to the sum of administrative expenses,
25 including data processing costs, certified under par. (h) 1. shall be deposited into the

ENGROSSED ASSEMBLY BILL 100**SECTION 1313**

1 general fund and credited to the appropriation account under s. 20.566 (1) (hp), and
2 the net amount remaining that is certified under par. (h) 3. shall be deposited into
3 the veterans trust fund and used for veterans programs under s. 25.36 (1).

4 (j) *Amounts subject to refund.* Amounts designated as veterans trust fund
5 donations under this subsection are not subject to refund to the taxpayer unless the
6 taxpayer submits information to the satisfaction of the department, within 18
7 months after the date on which the taxes are due or the date on which the return is
8 filed, whichever is later, that the amount designated is clearly in error. Any refund
9 granted by the department under this paragraph shall be deducted from the moneys
10 received under this subsection in the fiscal year for which the refund is certified.

11 **SECTION 1314.** 71.10 (6) (a) of the statutes is amended to read:

12 71.10 (6) (a) *Joint returns.* Persons filing a joint return are jointly and severally
13 liable for the tax, interest, penalties, fees, additions to tax and additional
14 assessments under this chapter applicable to the return. ~~A~~ Except as provided in
15 par. (e), a person shall be relieved of liability in regard to a joint return in the manner
16 specified in section 6013 (e) 6015 (a) to (d) and (f) of the internal revenue code,
17 notwithstanding the amount or percentage of the understatement Internal Revenue
18 Code.

19 **SECTION 1315.** 71.10 (6) (b) of the statutes is amended to read:

20 71.10 (6) (b) *Separate returns.* ~~A~~ Except as provided in par. (e), a spouse filing
21 a separate return may be relieved of liability for the tax, interest, penalties, fees,
22 additions to tax and additional assessments under this chapter with regard to
23 unreported marital property income in the manner specified in section 66 (c) of the
24 internal revenue code Internal Revenue Code. The department may not apply ch.
25 766 in assessing a taxpayer with respect to marital property income the taxpayer did

ENGROSSED ASSEMBLY BILL 100**SECTION 1315**

1 not report if that taxpayer failed to notify the taxpayer's spouse about the amount
2 and nature of the income before the due date, including extensions, for filing the
3 return for the taxable year in which the income was derived. The department shall
4 include all of that marital property income in the gross income of the taxpayer and
5 exclude all of that marital property income from the gross income of the taxpayer's
6 spouse.

7 **SECTION 1316.** 71.10 (6) (e) of the statutes is created to read:

8 71.10 (6) (e) *Application for relief.* A person who seeks relief from liability
9 under par. (a) or (b) shall apply for relief with the department, on a form prescribed
10 by the department, within 2 years after the date on which the department first
11 begins collection activities after the effective date of this paragraph [revisor
12 inserts date].

13 **SECTION 1317.** 71.10 (6m) (a) of the statutes is amended to read:

14 71.10 (6m) (a) ~~A~~ Except as provided in par. (c), a formerly married or remarried
15 person filing a return for a period during which the person was married may be
16 relieved of liability for the tax, interest, penalties, fees, additions to tax and
17 additional assessments under this chapter ~~for unreported marital property income~~
18 from that period as if the person were a spouse under section 66 (c) of the ~~internal~~
19 ~~revenue code~~ Internal Revenue Code. The department may not apply ch. 766 in
20 assessing the former spouse of the person with respect to marital property income
21 that the former spouse did not report if that former spouse failed to notify the person
22 about the amount and nature of the income before the due date, including extensions,
23 for filing the return for the taxable year during which the income was derived. The
24 department shall include all of that marital property income in the gross income of

ENGROSSED ASSEMBLY BILL 100**SECTION 1317**

1 the former spouse and exclude all of that marital property income from the gross
2 income of the person.

3 **SECTION 1318.** 71.10 (6m) (c) of the statutes is created to read:

4 71.10 **(6m)** (c) A person who seeks relief from liability under par. (a) shall apply
5 for relief with the department as provided under sub. (6) (e).

6 **SECTION 1319.** 71.195 of the statutes is amended to read:

7 **71.195 Definition.** In this subchapter, “partnership” includes limited liability
8 companies and other entities that are treated as partnerships under the Internal
9 Revenue Code, and “partnership” does not include publicly traded partnerships
10 treated as corporations under s. 71.22 ~~(1)~~ (1k).

11 **SECTION 1319m.** 71.21 (4) of the statutes is amended to read:

12 71.21 **(4)** Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),
13 (2dj), (2dL), (2dm), (2ds), (2dx), (3g), (3n), (3s), (3t), ~~and (5b), and (5g)~~ and passed
14 through to partners shall be added to the partnership’s income.

15 **SECTION 1320.** 71.22 (1) of the statutes is renumbered 71.22 (1k).

16 **SECTION 1321.** 71.22 (1g) of the statutes is created to read:

17 71.22 **(1g)** For purposes of s. 71.25 (9) (df) and (dh), “commercial domicile”
18 means the location from which a trade or business is principally managed and
19 directed, based on any factors the department determines are appropriate, including
20 the location where the greatest number of employees of the trade or business work,
21 have their office or base of operations, or from which the employees are directed or
22 controlled.

23 **SECTION 1322.** 71.22 (1t) of the statutes is created to read:

24 71.22 **(1t)** For purposes of s. 71.25 (9) (df) and (dh), “domicile” means an
25 individual’s true, fixed, and permanent home where the individual intends to remain

ENGROSSED ASSEMBLY BILL 100**SECTION 1322**

1 permanently and indefinitely and to which, whenever absent, the individual intends
2 to return, except that no individual may have more than one domicile at any time.

3 **SECTION 1323.** 71.22 (4) (j) of the statutes is repealed.

4 **SECTION 1324.** 71.22 (4) (k) of the statutes is repealed.

5 **SECTION 1325.** 71.22 (4) (L) of the statutes is amended to read:

6 71.22 (4) (L) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
7 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
8 December 31, 1996, and before January 1, 1998, means the federal Internal
9 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and
10 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
11 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
12 and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
13 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
14 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
15 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109
16 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of
17 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
18 910 of P.L. 108–357, and as indirectly affected in the provisions applicable to this
19 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2)
20 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008
21 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
22 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
23 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
24 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
25 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605

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1 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
2 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
3 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
4 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
5 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
6 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
7 201, 244, 336, 337, 909, and 910 of P.L. 108–357. The Internal Revenue Code applies
8 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
9 federal Internal Revenue Code enacted after December 31, 1996, do not apply to this
10 paragraph with respect to taxable years beginning after December 31, 1996, and
11 before January 1, 1998, except that changes to the Internal Revenue Code made by
12 P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
13 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
14 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
15 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
16 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
17 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
18 and changes that indirectly affect the provisions applicable to this subchapter made
19 by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
20 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
21 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
22 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
23 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
24 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
25 apply for Wisconsin purposes at the same time as for federal purposes.

ENGROSSED ASSEMBLY BILL 100**SECTION 1326**

1 **SECTION 1326.** 71.22 (4) (m) of the statutes is amended to read:

2 71.22 (4) (m) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34

3 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after

4 December 31, 1997, and before January 1, 1999, means the federal Internal

5 Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and

6 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.

7 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,

8 and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.

9 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,

10 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections

11 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109

12 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of

13 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and

14 910 of P.L. 108–357, and as indirectly affected in the provisions applicable to this

15 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2)

16 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008

17 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.

18 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.

19 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),

20 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.

21 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605

22 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.

23 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,

24 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431

25 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1326**

1 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
2 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
3 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357.
4 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
5 federal purposes. Amendments to the federal Internal Revenue Code enacted after
6 December 31, 1997, do not apply to this paragraph with respect to taxable years
7 beginning after December 31, 1997, and before January 1, 1999, except that
8 changes to the Internal Revenue Code made by P.L. 105–178, P.L. 105–206, P.L.
9 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
10 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
11 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
12 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
13 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
14 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect
15 the provisions applicable to this subchapter made by P.L. 105–178, P.L. 105–206, P.L.
16 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
17 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
18 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
19 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
20 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
21 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the
22 same time as for federal purposes.

23 **SECTION 1327.** 71.22 (4) (n) of the statutes is amended to read:

24 71.22 **(4)** (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
25 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after

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1 December 31, 1998, and before January 1, 2000, means the federal Internal
2 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and
3 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
4 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
5 and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding
6 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.
7 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
8 P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121,
9 P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and
10 P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L.
11 108–357, and as indirectly affected in the provisions applicable to this subchapter
12 by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d)
13 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.
14 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
15 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
16 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
17 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
18 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
19 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
20 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
21 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
22 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
23 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.
24 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
25 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910

ENGROSSED ASSEMBLY BILL 100**SECTION 1327**

1 of P.L. 108–357. The Internal Revenue Code applies for Wisconsin purposes at the
2 same time as for federal purposes. Amendments to the federal Internal Revenue
3 Code enacted after December 31, 1998, do not apply to this paragraph with respect
4 to taxable years beginning after December 31, 1998, and before January 1, 2000,
5 except that changes to the Internal Revenue Code made by P.L. 106–36, P.L.
6 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
7 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
8 excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L.
9 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
10 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
11 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect
12 the provisions applicable to this subchapter made by P.L. 106–36, P.L. 106–170, P.L.
13 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
14 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
15 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding
16 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
17 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
18 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the same time as for
19 federal purposes.

20 **SECTION 1328.** 71.22 (4) (o) of the statutes is amended to read:

21 71.22 (4) (o) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
22 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
23 December 31, 1999, and before January 1, 2003, means the federal Internal Revenue
24 Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
25 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66

ENGROSSED ASSEMBLY BILL 100**SECTION 1328**

1 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
2 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.
3 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,
4 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
5 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27,
6 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
7 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,
8 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
9 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the provisions
10 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding
11 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514
12 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
13 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
14 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
15 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
16 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
17 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
18 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
19 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
20 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
21 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181,
22 P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding sections 106,
23 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
24 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
25 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910

ENGROSSED ASSEMBLY BILL 100**SECTION 1328**

1 of P.L. 108-357. The Internal Revenue Code applies for Wisconsin purposes at the
2 same time as for federal purposes. Amendments to the federal Internal Revenue
3 Code enacted after December 31, 1999, do not apply to this paragraph with respect
4 to taxable years beginning after December 31, 1999, and before January 1, 2003,
5 except that changes to the Internal Revenue Code made by P.L. 106-230, P.L.
6 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
7 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
8 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210,
9 P.L. 107-276, and P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202
10 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L.
11 108-311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108-311, and P.L.
12 108-357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108-357,
13 and changes that indirectly affect the provisions applicable to this subchapter made
14 by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L.
15 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,
16 P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L.
17 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, P.L. 108-27, excluding
18 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
19 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 401, and 403
20 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 244, 336, 337, 909,
21 and 910 of P.L. 108-357, apply for Wisconsin purposes at the same time as for federal
22 purposes.

23 **SECTION 1329.** 71.22 (4) (p) of the statutes is amended to read:

24 71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
25 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after

ENGROSSED ASSEMBLY BILL 100**SECTION 1329**

1 December 31, 2002, and before January 1, 2004, means the federal Internal Revenue
2 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.
3 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
4 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,
5 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and
6 section 101 of P.L. 107–147, and as amended by P.L. 108–27, excluding sections 106,
7 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
8 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.
9 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
10 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
11 and P.L. 108–375, and as indirectly affected in the provisions applicable to this
12 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2)
13 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008
14 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
15 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
16 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
17 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
18 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
19 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
20 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
21 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
22 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
23 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
24 107–276, and P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.
25 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding

ENGROSSED ASSEMBLY BILL 100**SECTION 1329**

1 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding
2 sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding
3 sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L. 108–375. The
4 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
5 purposes. Amendments to the federal Internal Revenue Code enacted after
6 December 31, 2002, do not apply to this paragraph with respect to taxable years
7 beginning after December 31, 2002, and before January 1, 2004, except that changes
8 to the Internal Revenue Code made by P.L. 108–27, excluding sections 106, 201, and
9 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,
10 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
11 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
12 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L.
13 108–375, and changes that indirectly affect the provisions applicable to this
14 subchapter made by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27,
15 P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section
16 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections
17 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,
18 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, apply for
19 Wisconsin purposes at the same time as for federal purposes.

20 **SECTION 1330.** 71.22 (4) (q) of the statutes is created to read:

21 71.22 (4) (q) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
22 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after
23 December 31, 2003, and before January 1, 2005, means the federal Internal Revenue
24 Code as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.
25 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,

ENGROSSED ASSEMBLY BILL 100**SECTION 1330**

1 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,
2 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, section
3 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 109 of P.L.
4 108–121, and section 1201 of P.L. 108–173, and as amendeded by P.L. 108–203, P.L.
5 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
6 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
7 P.L. 108–357, P.L. 108–375, and P.L. 108–476, and as indirectly affected in the
8 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647
9 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
10 of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.
11 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and
12 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
13 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
14 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
15 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
16 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
17 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
18 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
19 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L.
20 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections
21 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121,
22 P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218,
23 P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
24 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
25 P.L. 108–375, and P.L. 108–476. The Internal Revenue Code applies for Wisconsin

ENGROSSED ASSEMBLY BILL 100**SECTION 1330**

1 purposes at the same time as for federal purposes. Amendments to the federal
2 Internal Revenue Code enacted after December 31, 2003, do not apply to this
3 paragraph with respect to taxable years beginning after December 31, 2003, and
4 before January 1, 2005, except that changes to the Internal Revenue Code made by
5 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and
6 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
7 and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, and changes that indirectly
8 affect the provisions applicable to this subchapter made by P.L. 108–203, P.L.
9 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
10 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
11 P.L. 108–357, P.L. 108–375, and P.L. 108–476, apply for Wisconsin purposes at the
12 same time as for federal purposes.

13 **SECTION 1331.** 71.22 (4) (r) of the statutes is created to read:

14 71.22 (4) (r) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
15 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after
16 December 31, 2004, means the federal Internal Revenue Code as amended to
17 December 31, 2004, excluding sections 103, 104, and 110 of P.L. 102–227, sections
18 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),
19 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.
20 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.
21 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section
22 1201 of P.L. 108–173, sections 306, 308, 401, and 403 (a) of P.L. 108–311, and sections
23 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in
24 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
25 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823

ENGROSSED ASSEMBLY BILL 100**SECTION 1331**

1 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.
2 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
3 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
4 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
5 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
6 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
7 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
8 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
9 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
10 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L.
11 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
12 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
13 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
14 excluding sections 306, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding
15 sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L.
16 108–476. The Internal Revenue Code applies for Wisconsin purposes at the same
17 time as for federal purposes. Amendments to the federal Internal Revenue Code
18 enacted after December 31, 2004, do not apply to this paragraph with respect to
19 taxable years beginning after December 31, 2004.

20 **SECTION 1332.** 71.22 (4m) (h) of the statutes is repealed.

21 **SECTION 1333.** 71.22 (4m) (i) of the statutes is repealed.

22 **SECTION 1334.** 71.22 (4m) (j) of the statutes is amended to read:

23 71.22 (4m) (j) For taxable years that begin after December 31, 1996, and before
24 January 1, 1998, “Internal Revenue Code”, for corporations that are subject to a tax
25 on unrelated business income under s. 71.26 (1) (a), means the federal Internal

ENGROSSED ASSEMBLY BILL 100**SECTION 1334**

1 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and
2 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
3 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188
4 and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
5 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
6 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
7 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109
8 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of
9 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
10 910 of P.L. 108–357, and as indirectly affected in the provisions applicable to this
11 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
12 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
13 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
14 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
15 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
16 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
17 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
18 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
19 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
20 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
21 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
22 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357.
23 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
24 federal purposes. Amendments to the Internal Revenue Code enacted after
25 December 31, 1996, do not apply to this paragraph with respect to taxable years

ENGROSSED ASSEMBLY BILL 100**SECTION 1334**

1 beginning after December 31, 1996, and before January 1, 1998, except that
2 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.
3 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
4 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
5 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
6 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
7 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
8 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect
9 provisions applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L.
10 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
11 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
12 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
13 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
14 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
15 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the
16 same time as for federal purposes.

17 **SECTION 1335.** 71.22 (4m) (k) of the statutes is amended to read:

18 71.22 **(4m)** (k) For taxable years that begin after December 31, 1997, and
19 before January 1, 1999, “Internal Revenue Code”, for corporations that are subject
20 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
21 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
22 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
23 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
24 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36,
25 P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1335**

1 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
2 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding
3 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
4 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
5 909, and 910 of P.L. 108–357, and as indirectly affected in the provisions applicable
6 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
7 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
8 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
9 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
10 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
11 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
12 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
13 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
14 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
15 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121,
16 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,
17 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
18 336, 337, 909, and 910 of P.L. 108–357. The Internal Revenue Code applies for
19 Wisconsin purposes at the same time as for federal purposes. Amendments to the
20 Internal Revenue Code enacted after December 31, 1997, do not apply to this
21 paragraph with respect to taxable years beginning after December 31, 1997, and
22 before January 1, 1999, except that changes to the Internal Revenue Code made by
23 P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
24 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
25 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1335**

1 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
2 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
3 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
4 and changes that indirectly affect the provisions applicable to this subchapter made
5 by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
6 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
7 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
8 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
9 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
10 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
11 apply for Wisconsin purposes at the same time as for federal purposes.

12 **SECTION 1336.** 71.22 (4m) (L) of the statutes is amended to read:

13 71.22 **(4m)** (L) For taxable years that begin after December 31, 1998, and
14 before January 1, 2000, “Internal Revenue Code”, for corporations that are subject
15 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
16 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,
17 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
18 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
19 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
20 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
21 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
22 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.
23 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
24 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910
25 of P.L. 108–357, and as indirectly affected in the provisions applicable to this

ENGROSSED ASSEMBLY BILL 100**SECTION 1336**

1 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
2 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
3 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
4 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
5 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
6 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
7 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
8 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
9 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
10 excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L.
11 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
12 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
13 201, 244, 336, 337, 909, and 910 of P.L. 108–357. The Internal Revenue Code applies
14 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
15 Internal Revenue Code enacted after December 31, 1998, do not apply to this
16 paragraph with respect to taxable years beginning after December 31, 1998, and
17 before January 1, 2000, except that changes to the Internal Revenue Code made by
18 P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and
19 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
20 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
21 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,
22 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
23 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes
24 that indirectly affect the provisions applicable to this subchapter made by P.L.
25 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of

ENGROSSED ASSEMBLY BILL 100**SECTION 1336**

1 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
2 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
3 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,
4 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
5 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for
6 Wisconsin purposes at the same time as for federal purposes.

7 **SECTION 1337.** 71.22 (4m) (m) of the statutes is amended to read:

8 71.22 **(4m)** (m) For taxable years that begin after December 31, 1999, and
9 before January 1, 2003, “Internal Revenue Code”, for corporations that are subject
10 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
11 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
12 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
13 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
14 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and
15 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,
16 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and
17 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
18 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
19 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
20 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,
21 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the
22 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
23 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
24 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
25 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1337**

1 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
2 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
3 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
4 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
5 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
6 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
7 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L.
8 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
9 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,
10 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
11 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357. The Internal
12 Revenue Code applies for Wisconsin purposes at the same time as for federal
13 purposes. Amendments to the Internal Revenue Code enacted after December 31,
14 1999, do not apply to this paragraph with respect to taxable years beginning after
15 December 31, 1999, and before January 1, 2003, except that changes to the Internal
16 Revenue Code made by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165
17 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
18 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of
19 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
20 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
21 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
22 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,
23 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect the
24 provisions applicable to this subchapter made by P.L. 106–230, P.L. 106–554,
25 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding

ENGROSSED ASSEMBLY BILL 100**SECTION 1337**

1 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,
2 excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L.
3 107-276, and P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L.
4 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L.
5 108-311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108-311, and P.L.
6 108-357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108-357,
7 apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1338.** 71.22 (4m) (n) of the statutes is amended to read:

9 71.22 **(4m)** (n) For taxable years that begin after December 31, 2002, and
10 before January 1, 2004, “Internal Revenue Code,” for corporations that are subject
11 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
12 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,
13 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
14 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
15 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
16 431 of P.L. 107-16, and section 101 of P.L. 107-147, and as amended by P.L. 108-27,
17 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section
18 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.
19 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 401, and 403
20 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 244, 336, 337, 909, and
21 910 of P.L. 108-357, and P.L. 108-375, and as indirectly affected in the provisions
22 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.
23 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
24 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
25 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1338**

1 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
2 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
3 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
4 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
5 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
6 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101
7 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
8 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
9 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,
10 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and
11 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
12 and 910 of P.L. 108–357, and P.L. 108–375. The Internal Revenue Code applies for
13 Wisconsin purposes at the same time as for federal purposes. Amendments to the
14 Internal Revenue Code enacted after December 31, 2002, do not apply to this
15 paragraph with respect to taxable years beginning after December 31, 2002, and
16 before January 1, 2004, except that changes to the Internal Revenue Code made by
17 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,
18 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.
19 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,
20 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336,
21 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, and changes that indirectly
22 affect the provisions applicable to this subchapter made by P.L. 108–27, excluding
23 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.
24 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
25 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1338**

1 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
2 P.L. 108–357, and P.L. 108–375, apply for Wisconsin purposes at the same time as
3 for federal purposes.

4 **SECTION 1339.** 71.22 (4m) (o) of the statutes is created to read:

5 71.22 **(4m)** (o) For taxable years that begin after December 31, 2003, and
6 before January 1, 2005, “Internal Revenue Code,” for corporations that are subject
7 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
8 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,
9 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
10 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of
11 P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573,
12 section 431 of P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202
13 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and
14 as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
15 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,
16 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,
17 and as indirectly affected in the provisions applicable to this subchapter by P.L.
18 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
19 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
20 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113,
21 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
22 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
23 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
24 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
25 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1339**

1 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
2 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L.
3 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
4 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
5 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,
6 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401,
7 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336,
8 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476. The Internal
9 Revenue Code applies for Wisconsin purposes at the same time as for federal
10 purposes. Amendments to the Internal Revenue Code enacted after December 31,
11 2003, do not apply to this paragraph with respect to taxable years beginning after
12 December 31, 2003, and before January 1, 2005, except that changes to the
13 Internal Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311,
14 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
15 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L.
16 108–375, and P.L. 108–476, and changes that indirectly affect the provisions
17 applicable to this subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311,
18 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
19 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L.
20 108–375, and P.L. 108–476, apply for Wisconsin purposes at the same time as for
21 federal purposes.

22 **SECTION 1340.** 71.22 (4m) (p) of the statutes is created to read:

23 71.22 (4m) (p) For taxable years that begin after December 31, 2004, “Internal
24 Revenue Code,” for corporations that are subject to a tax on unrelated business
25 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended

ENGROSSED ASSEMBLY BILL 100**SECTION 1340**

1 to December 31, 2004, excluding sections 103, 104, and 110 of P.L. 102–227, sections
2 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),
3 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.
4 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.
5 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section
6 1201 of P.L. 108–173, sections 306, 308, 401, and 403 (a) of P.L. 108–311, and sections
7 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in
8 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
9 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
10 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
11 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
12 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
13 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
14 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
15 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
16 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding
17 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,
18 excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.
19 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
20 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
21 108–218, P.L. 108–311, excluding sections 306, 308, 401, and 403 (a) of P.L. 108–311,
22 P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L.
23 108–357, P.L. 108–375, and P.L. 108–476. The Internal Revenue Code applies for
24 Wisconsin purposes at the same time as for federal purposes. Amendments to the

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1 Internal Revenue Code enacted after December 31, 2004, do not apply to this
2 paragraph with respect to taxable years beginning after December 31, 2004.

3 **SECTION 1341.** 71.22 (6m) of the statutes is amended to read:

4 71.22 **(6m)** “Member” does not include a member of a limited liability company
5 treated as a corporation under sub. (1) (1k).

6 **SECTION 1342.** 71.22 (7m) of the statutes is amended to read:

7 71.22 **(7m)** “Partner” does not include a partner of a publicly traded
8 partnership treated as a corporation under sub. (1) (1k).

9 **SECTION 1343.** 71.22 (9g) of the statutes is created to read:

10 71.22 **(9g)** For purposes of s. 71.25 (9) (df) and (dh), “state” means a state of the
11 United States, the District of Columbia, the commonwealth of Puerto Rico, or any
12 territory or possession of the United States, unless the context requires that “state”
13 means only the state of Wisconsin.

14 **SECTION 1344v.** 71.25 (9) (d) of the statutes is amended to read:

15 71.25 **(9)** (d) Sales Except as provided in pars. (df) and (dh), sales, other than
16 sales of tangible personal property, are in this state if the income-producing activity
17 is performed in this state. If the income-producing activity is performed both in and
18 outside this state the sales shall be divided between those states having jurisdiction
19 to tax such business in proportion to the direct costs of performance incurred in each
20 such state in rendering this service. ~~Services performed in states which do not have~~
21 ~~jurisdiction to tax the business shall be deemed to have been performed in the state~~
22 ~~to which compensation is allocated by s. 71.25 (8), 2001 stats.~~

23 **SECTION 1347.** 71.25 (9) (df) of the statutes is created to read:

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1 71.25 (9) (df) 1. Gross receipts from the use of computer software are in this
2 state if the purchaser or licensee uses the computer software at a location in this
3 state.

4 2. Computer software is used at a location in this state if the purchaser or
5 licensee uses the computer software in the regular course of business operations in
6 this state, for personal use in this state, or if the purchaser or licensee is an individual
7 whose domicile is in this state. If the purchaser or licensee uses the computer
8 software in more than one state, the gross receipts shall be divided among those
9 states having jurisdiction to impose an income tax on the taxpayer in proportion to
10 the use of the computer software in those states. To determine computer software
11 use in this state, the department may consider the number of users in each state
12 where the computer software is used, the number of site licenses or workstations in
13 this state, and any other factors that reflect the use of computer software in this
14 state.

15 3. If the taxpayer is not subject to income tax in the state in which the gross
16 receipts are considered received under this paragraph, but the taxpayer's
17 commercial domicile is in this state, 50 percent of those gross receipts shall be
18 included in the numerator of the sales factor.

19 **SECTION 1349.** 71.25 (9) (dh) of the statutes is created to read:

20 71.25 (9) (dh) 1. Gross receipts from services are in this state if the purchaser
21 of the service received the benefit of the service in this state.

22 2. The benefit of a service is received in this state if any of the following applies:

23 a. The service relates to real property that is located in this state.

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1 b. The service relates to tangible personal property that is located in this state
2 at the time that the service is received or tangible personal property that is delivered
3 directly or indirectly to customers in this state.

4 c. The service is provided to an individual who is physically present in this state
5 at the time that the service is received.

6 d. The service is provided to a person engaged in a trade or business in this state
7 and relates to that person's business in this state.

8 3. If the purchaser of a service receives the benefit of a service in more than one
9 state, the gross receipts from the performance of the service are included in the
10 numerator of the sales factor according to the portion of the service received in this
11 state.

12 4. If the taxpayer is not subject to income tax in the state in which the benefit
13 of the service is received, the benefit of the service is received in this state to the
14 extent that the taxpayer's employees or representatives performed services from a
15 location in this state. Fifty percent of the taxpayer's receipts that are considered
16 received in this state under this paragraph shall be included in the numerator of the
17 sales factor.

18 **SECTION 1354L.** 71.26 (1) (bn) of the statutes is created to read:

19 71.26 (1) (bn) *Health Insurance Risk-Sharing Plan.* Income of the
20 organization administering the Health Insurance Risk-Sharing Plan under ch. 149.

21 **SECTION 1354m.** 71.26 (2) (a) of the statutes is amended to read:

22 71.26 (2) (a) *Corporations in general.* The "net income" of a corporation means
23 the gross income as computed under the Internal Revenue Code as modified under
24 sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit
25 computed under s. 71.28 (1), (3), (4), and (5) minus, as provided under s. 71.28 (3) (c)

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1 7., the amount of the credit under s. 71.28 (3) that the taxpayer added to income
2 under this paragraph at the time that the taxpayer first claimed the credit plus the
3 amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),
4 (1ds), (1dx), (3g), (3n), (3t), ~~and (5b)~~, and (5g) and not passed through by a
5 partnership, limited liability company, or tax-option corporation that has added that
6 amount to the partnership's, limited liability company's, or tax-option corporation's
7 income under s. 71.21 (4) or 71.34 (1) (g) plus the amount of losses from the sale or
8 other disposition of assets the gain from which would be wholly exempt income, as
9 defined in sub. (3) (L), if the assets were sold or otherwise disposed of at a gain and
10 minus deductions, as computed under the Internal Revenue Code as modified under
11 sub. (3), plus or minus, as appropriate, an amount equal to the difference between
12 the federal basis and Wisconsin basis of any asset sold, exchanged, abandoned, or
13 otherwise disposed of in a taxable transaction during the taxable year, except as
14 provided in par. (b) and s. 71.45 (2) and (5).

15 **SECTION 1355.** 71.26 (2) (b) 10. of the statutes is repealed.

16 **SECTION 1356.** 71.26 (2) (b) 11. of the statutes is repealed.

17 **SECTION 1357.** 71.26 (2) (b) 12. of the statutes is amended to read:

18 71.26 (2) (b) 12. For taxable years that begin after December 31, 1996, and
19 before January 1, 1998, for a corporation, conduit or common law trust which
20 qualifies as a regulated investment company, real estate mortgage investment
21 conduit, real estate investment trust or financial asset securitization investment
22 trust under the Internal Revenue Code as amended to December 31, 1996, excluding
23 sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d),
24 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
25 1605 (d) of P.L. 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206,

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1 P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L.
2 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
3 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
4 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
5 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
6 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the
7 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
8 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
9 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
10 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
11 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
12 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
13 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
14 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
15 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
16 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109
17 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of
18 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
19 910 of P.L. 108–357, “net income” means the federal regulated investment company
20 taxable income, federal real estate mortgage investment conduit taxable income,
21 federal real estate investment trust or financial asset securitization investment
22 trust taxable income of the corporation, conduit or trust as determined under the
23 Internal Revenue Code as amended to December 31, 1996, excluding sections 103,
24 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
25 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

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1 104–188 and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277,
2 P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
3 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
4 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding
5 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
6 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
7 909, and 910 of P.L. 108–357, and as indirectly affected in the provisions applicable
8 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
9 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
10 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
11 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
12 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
13 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
14 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
15 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
16 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
17 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L.
18 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
19 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910
20 of P.L. 108–357, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats.,
21 is required to be depreciated for taxable years 1983 to 1986 under the Internal
22 Revenue Code as amended to December 31, 1980, shall continue to be depreciated
23 under the Internal Revenue Code as amended to December 31, 1980, and except that
24 the appropriate amount shall be added or subtracted to reflect differences between
25 the depreciation or adjusted basis for federal income tax purposes and the

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1 depreciation or adjusted basis under this chapter of any property disposed of during
2 the taxable year. The Internal Revenue Code as amended to December 31, 1996,
3 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171
4 (d), 13174, and 13203 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311,
5 and 1605 (d) of P.L. 104–188, and as amended by P.L. 105–33, P.L. 105–34, P.L.
6 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
7 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
8 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
9 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
10 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
11 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the
12 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
13 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
14 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
15 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
16 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
17 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
18 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
19 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
20 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
21 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109
22 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of
23 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
24 910 of P.L. 108–357, applies for Wisconsin purposes at the same time as for federal
25 purposes. Amendments to the Internal Revenue Code enacted after

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1 December 31, 1996, do not apply to this subdivision with respect to taxable years
2 that begin after December 31, 1996, and before January 1, 1998, except that
3 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.
4 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
5 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
6 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
7 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
8 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
9 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect
10 the provisions applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L.
11 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
12 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
13 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
14 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
15 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
16 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the
17 same time as for federal purposes.

18 **SECTION 1358.** 71.26 (2) (b) 13. of the statutes is amended to read:

19 71.26 (2) (b) 13. For taxable years that begin after December 31, 1997, and
20 before January 1, 1999, for a corporation, conduit or common law trust which
21 qualifies as a regulated investment company, real estate mortgage investment
22 conduit, real estate investment trust or financial asset securitization investment
23 trust under the Internal Revenue Code as amended to December 31, 1997, excluding
24 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
25 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and

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1 1605 (d) of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L.
2 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
3 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
4 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
5 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
6 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
7 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the
8 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
9 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
10 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
11 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
12 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
13 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
14 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
15 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
16 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
17 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
18 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
19 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
20 201, 244, 336, 337, 909, and 910 of P.L. 108–357, “net income” means the federal
21 regulated investment company taxable income, federal real estate mortgage
22 investment conduit taxable income, federal real estate investment trust or financial
23 asset securitization investment trust taxable income of the corporation, conduit or
24 trust as determined under the Internal Revenue Code as amended to December 31,
25 1997, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d),

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1 13171 (d), 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204
2 (f), 1311, and 1605 (d) of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206,
3 P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and
4 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
5 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
6 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
7 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
8 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the
9 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
10 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
11 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
12 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
13 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
14 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
15 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
16 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
17 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
18 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
19 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
20 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
21 201, 244, 336, 337, 909, and 910 of P.L. 108–357, except that property that, under s.
22 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983
23 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall
24 continue to be depreciated under the Internal Revenue Code as amended to
25 December 31, 1980, and except that the appropriate amount shall be added or

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1 subtracted to reflect differences between the depreciation or adjusted basis for
2 federal income tax purposes and the depreciation or adjusted basis under this
3 chapter of any property disposed of during the taxable year. The Internal Revenue
4 Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L.
5 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
6 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
7 amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170,
8 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
9 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
10 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L.
11 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
12 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910
13 of P.L. 108–357, and as indirectly affected in the provisions applicable to this
14 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
15 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
16 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
17 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
18 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
19 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
20 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
21 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
22 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
23 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109
24 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of
25 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and

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1 910 of P.L. 108-357, applies for Wisconsin purposes at the same time as for federal
2 purposes. Amendments to the Internal Revenue Code enacted after December 31,
3 1997, do not apply to this subdivision with respect to taxable years that begin after
4 December 31, 1997, and before January 1, 1999, except that changes to the Internal
5 Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.
6 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,
7 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections
8 101 and 406 of P.L. 107-147, and P.L. 107-181, P.L. 108-121, excluding section 109
9 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
10 108-311, and P.L. 108-357, excluding sections 101, 201, 244, 336, 337, 909, and 910
11 of P.L. 108-357, and changes that indirectly affect the provisions applicable to this
12 subchapter made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.
13 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,
14 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections
15 101 and 406 of P.L. 107-147, and P.L. 107-181, P.L. 108-121, excluding section 109
16 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 401, and 403 (a) of
17 P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 244, 336, 337, 909, and
18 910 of P.L. 108-357, apply for Wisconsin purposes at the same time as for federal
19 purposes.

20 **SECTION 1359.** 71.26 (2) (b) 14. of the statutes is amended to read:

21 71.26 (2) (b) 14. For taxable years that begin after December 31, 1998, and
22 before January 1, 2000, for a corporation, conduit or common law trust which
23 qualifies as a regulated investment company, real estate mortgage investment
24 conduit, real estate investment trust or financial asset securitization investment
25 trust under the Internal Revenue Code as amended to December 31, 1998, excluding

ENGROSSED ASSEMBLY BILL 100**SECTION 1359**

1 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
2 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
3 1605 (d) of P.L. 104–188, and as amendeded by P.L. 106–36, P.L. 106–170, P.L. 106–230,
4 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
5 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
6 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section
7 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a)
8 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
9 and 910 of P.L. 108–357, and as indirectly affected in the provisions applicable to this
10 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
11 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
12 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
13 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
14 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
15 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
16 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
17 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
18 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
19 excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L.
20 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
21 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
22 201, 244, 336, 337, 909, and 910 of P.L. 108–357, “net income” means the federal
23 regulated investment company taxable income, federal real estate mortgage
24 investment conduit taxable income, federal real estate investment trust or financial
25 asset securitization investment trust taxable income of the corporation, conduit or

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1 trust as determined under the Internal Revenue Code as amended to December 31,
2 1998, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d),
3 13171 (d), 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204
4 (f), 1311, and 1605 (d) of P.L. 104–188, and as amended by P.L. 106–36, P.L. 106–170,
5 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
6 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
7 sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121,
8 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,
9 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
10 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the provisions
11 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
12 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
13 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
14 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
15 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
16 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
17 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
18 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
19 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
20 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181,
21 and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,
22 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
23 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, except that
24 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated
25 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to

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1 December 31, 1980, shall continue to be depreciated under the Internal Revenue
2 Code as amended to December 31, 1980, and except that the appropriate amount
3 shall be added or subtracted to reflect differences between the depreciation or
4 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
5 under this chapter of any property disposed of during the taxable year. The Internal
6 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and
7 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
8 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
9 and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding
10 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.
11 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
12 P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121,
13 P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and
14 P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L.
15 108–357, and as indirectly affected in the provisions applicable to this subchapter
16 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,
17 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
18 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
19 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
20 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
21 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
22 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
23 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
24 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
25 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding

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1 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
2 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
3 909, and 910 of P.L. 108–357, applies for Wisconsin purposes at the same time as for
4 federal purposes. Amendments to the Internal Revenue Code enacted after
5 December 31, 1998, do not apply to this subdivision with respect to taxable years that
6 begin after December 31, 1998, and before January 1, 2000, except that changes to
7 the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
8 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
9 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
10 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section
11 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a)
12 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
13 and 910 of P.L. 108–357, and changes that indirectly affect the provisions applicable
14 to this subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
15 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
16 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
17 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.
18 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
19 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910
20 of P.L. 108–357, apply for Wisconsin purposes at the same time as for federal
21 purposes.

22 **SECTION 1360.** 71.26 (2) (b) 15. of the statutes is amended to read:

23 71.26 (2) (b) 15. For taxable years that begin after December 31, 1999, and
24 before January 1, 2003, for a corporation, conduit or common law trust which
25 qualifies as a regulated investment company, real estate mortgage investment

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1 conduit, real estate investment trust or financial asset securitization investment
2 trust under the Internal Revenue Code as amended to December 31, 1999, excluding
3 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
4 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
5 1605 (d) of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding
6 sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431
7 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding
8 sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and
9 P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
10 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,
11 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
12 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as
13 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
14 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
15 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
16 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
17 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
18 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
19 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
20 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
21 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
22 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
23 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,
24 P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202
25 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L.

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1 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
2 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
3 “net income” means the federal regulated investment company taxable income,
4 federal real estate mortgage investment conduit taxable income, federal real estate
5 investment trust or financial asset securitization investment trust taxable income
6 of the corporation, conduit or trust as determined under the Internal Revenue Code
7 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
8 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
9 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
10 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.
11 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,
12 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
13 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27,
14 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
15 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,
16 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
17 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the provisions
18 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
19 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
20 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
21 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
22 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
23 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
24 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
25 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections

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1 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
2 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
3 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L.
4 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
5 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,
6 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
7 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, except that
8 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated
9 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to
10 December 31, 1980, shall continue to be depreciated under the Internal Revenue
11 Code as amended to December 31, 1980, and except that the appropriate amount
12 shall be added or subtracted to reflect differences between the depreciation or
13 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
14 under this chapter of any property disposed of during the taxable year. The Internal
15 Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and
16 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
17 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
18 and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.
19 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,
20 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
21 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27,
22 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
23 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,
24 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
25 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the provisions

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1 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
2 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
3 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
4 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
5 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
6 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
7 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
8 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
9 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
10 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
11 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L.
12 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
13 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,
14 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
15 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, applies for
16 Wisconsin purposes at the same time as for federal purposes. Amendments to the
17 Internal Revenue Code enacted after December 31, 1999, do not apply to this
18 subdivision with respect to taxable years that begin after December 31, 1999, and
19 before January 1, 2003, except that changes to the Internal Revenue Code made by
20 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
21 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,
22 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
23 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding
24 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.
25 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403

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1 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
2 and 910 of P.L. 108–357, and changes that indirectly affect the provisions applicable
3 to this subchapter made by P.L. 106–230, P.L. 106–554, excluding sections 162 and
4 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,
5 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and
6 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
7 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
8 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
9 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,
10 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the same
11 time as for federal purposes.

12 **SECTION 1361.** 71.26 (2) (b) 16. of the statutes is amended to read:

13 71.26 (2) (b) 16. For taxable years that begin after December 31, 2002, and
14 before January 1, 2004, for a corporation, conduit, or common law trust which
15 qualifies as a regulated investment company, real estate mortgage investment
16 conduit, real estate investment trust, or financial asset securitization investment
17 trust under the Internal Revenue Code as amended to December 31, 2002, excluding
18 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
19 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
20 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.
21 106–573, section 431 of P.L. 107–16, and section 101 of P.L. 107–147, and as amended
22 by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,
23 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.
24 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,
25 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336,

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1 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, and as indirectly affected in the
2 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
3 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
4 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
5 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
6 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
7 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
8 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
9 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
10 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
11 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101
12 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
13 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
14 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,
15 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and
16 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
17 and 910 of P.L. 108–357, and P.L. 108–375, “net income” means the federal regulated
18 investment company taxable income, federal real estate mortgage investment
19 conduit taxable income, federal real estate investment trust or financial asset
20 securitization investment trust taxable income of the corporation, conduit, or trust
21 as determined under the Internal Revenue Code as amended to December 31, 2002,
22 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171
23 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
24 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.
25 106–573, section 431 of P.L. 107–16, and section 101 of P.L. 107–147, and as amended

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1 by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,
2 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.
3 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,
4 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336,
5 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, and as indirectly affected in the
6 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
7 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
8 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
9 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
10 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
11 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
12 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
13 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
14 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
15 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101
16 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
17 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
18 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,
19 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and
20 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
21 and 910 of P.L. 108–357, and P.L. 108–375, except that property that, under s. 71.02
22 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986
23 under the Internal Revenue Code as amended to December 31, 1980, shall continue
24 to be depreciated under the Internal Revenue Code as amended to
25 December 31, 1980, and except that the appropriate amount shall be added or

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1 subtracted to reflect differences between the depreciation or adjusted basis for
2 federal income tax purposes and the depreciation or adjusted basis under this
3 chapter of any property disposed of during the taxable year. The Internal Revenue
4 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.
5 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
6 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,
7 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and
8 section 101 of P.L. 107–147, and as amended by P.L. 108–27, excluding sections 106,
9 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
10 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.
11 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
12 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
13 and P.L. 108–375, and as indirectly affected in the provisions applicable to this
14 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
15 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
16 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
17 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
18 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
19 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
20 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
21 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
22 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
23 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L.
24 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding
25 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.

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1 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
2 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
3 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
4 P.L. 108–357, and P.L. 108–375, applies for Wisconsin purposes at the same time as
5 for federal purposes. Amendments to the Internal Revenue Code enacted after
6 December 31, 2002, do not apply to this subdivision with respect to taxable years that
7 begin after December 31, 2002, and before January 1, 2004, except that changes to
8 the Internal Revenue Code made by P.L. 108–27, excluding sections 106, 201, and
9 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,
10 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
11 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
12 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L.
13 108–375, and changes that indirectly affect the provisions applicable to this
14 subchapter made by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27,
15 P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section
16 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections
17 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,
18 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, apply for
19 Wisconsin purposes at the same time as for federal purposes.

20 **SECTION 1362.** 71.26 (2) (b) 17. of the statutes is created to read:

21 71.26 **(2)** (b) 17. For taxable years that begin after December 31, 2003, and
22 before January 1, 2005, for a corporation, conduit, or common law trust which
23 qualifies as a regulated investment company, real estate mortgage investment
24 conduit, real estate investment trust, or financial asset securitization investment
25 trust under the Internal Revenue Code as amended to December 31, 2003, excluding

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1 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
2 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
3 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.
4 106–573, section 431 of P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201,
5 and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173,
6 and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
7 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201,
8 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, and as
9 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
10 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
11 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
12 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
13 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
14 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
15 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
16 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
17 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
18 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
19 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
20 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.
21 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding
22 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding
23 sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding
24 sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L.
25 108–476, “net income” means the federal regulated investment company taxable

ENGROSSED ASSEMBLY BILL 100**SECTION 1362**

1 income, federal real estate mortgage investment conduit taxable income, federal real
2 estate investment trust or financial asset securitization investment trust taxable
3 income of the corporation, conduit, or trust as determined under the Internal
4 Revenue Code as amended to December 31, 2003, excluding sections 103, 104, and
5 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
6 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
7 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.
8 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section
9 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and as amended by P.L.
10 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
11 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
12 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, and as indirectly affected in the
13 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
14 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
15 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
16 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
17 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
18 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
19 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
20 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
21 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
22 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101
23 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
24 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
25 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.

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1 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
2 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
3 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, except that property that, under
4 s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years
5 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980,
6 shall continue to be depreciated under the Internal Revenue Code as amended to
7 December 31, 1980, and except that the appropriate amount shall be added or
8 subtracted to reflect differences between the depreciation or adjusted basis for
9 federal income tax purposes and the depreciation or adjusted basis under this
10 chapter of any property disposed of during the taxable year. The Internal Revenue
11 Code as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.
12 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
13 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,
14 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, section
15 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 109 of P.L.
16 108–121, and section 1201 of P.L. 108–173, and as amended by P.L. 108–203, P.L.
17 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
18 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
19 P.L. 108–357, P.L. 108–375, and P.L. 108–476, and as indirectly affected in the
20 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
21 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
22 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
23 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
24 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
25 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.

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1 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
2 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
3 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
4 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101
5 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
6 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
7 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
8 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
9 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
10 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, applies for Wisconsin purposes
11 at the same time as for federal purposes. Amendments to the Internal Revenue Code
12 enacted after December 31, 2003, do not apply to this subdivision with respect to
13 taxable years that begin after December 31, 2003, and before January 1, 2005,
14 except that changes to the Internal Revenue Code made by P.L. 108–203, P.L.
15 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
16 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
17 P.L. 108–357, P.L. 108–375, and P.L. 108–476, and changes that indirectly affect the
18 provisions applicable to this subchapter made by P.L. 108–203, P.L. 108–218, P.L.
19 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
20 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
21 P.L. 108–375, and P.L. 108–476, apply for Wisconsin purposes at the same time as
22 for federal purposes.

23 **SECTION 1363.** 71.26 (2) (b) 18. of the statutes is created to read:

24 71.26 (2) (b) 18. For taxable years that begin after December 31, 2004, for a
25 corporation, conduit, or common law trust which qualifies as a regulated investment

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1 company, real estate mortgage investment conduit, real estate investment trust, or
2 financial asset securitization investment trust under the Internal Revenue Code as
3 amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L. 102–227,
4 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections
5 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and
6 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of
7 P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27,
8 section 1201 of P.L. 108–173, sections 306, 308, 401, and 403 (a) of P.L. 108–311, and
9 sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly
10 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
11 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
12 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
13 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
14 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
15 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
16 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
17 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
18 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding
19 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,
20 excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.
21 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
22 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
23 108–218, P.L. 108–311, excluding sections 306, 308, 401, and 403 (a) of P.L. 108–311,
24 P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L.
25 108–357, P.L. 108–375, and P.L. 108–476, “net income” means the federal regulated

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1 investment company taxable income, federal real estate mortgage investment
2 conduit taxable income, federal real estate investment trust or financial asset
3 securitization investment trust taxable income of the corporation, conduit, or trust
4 as determined under the Internal Revenue Code as amended to December 31, 2004,
5 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171
6 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
7 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165
8 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, section 101 of P.L. 107–147,
9 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
10 308, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 244, 336, 337, 909, and
11 910 of P.L. 108–357, and as indirectly affected in the provisions applicable to this
12 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
13 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
14 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
15 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
16 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
17 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
18 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
19 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
20 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
21 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L.
22 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections
23 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201
24 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
25 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244,

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1 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, except that
2 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated
3 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to
4 December 31, 1980, shall continue to be depreciated under the Internal Revenue
5 Code as amended to December 31, 1980, and except that the appropriate amount
6 shall be added or subtracted to reflect differences between the depreciation or
7 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
8 under this chapter of any property disposed of during the taxable year. The Internal
9 Revenue Code as amended to December 31, 2004, excluding sections 103, 104, and
10 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
11 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
12 sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.
13 106–573, section 431 of P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201,
14 and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 401, and 403
15 (a) of P.L. 108–311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
16 and as indirectly affected in the provisions applicable to this subchapter by P.L.
17 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
18 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
19 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
20 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
21 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
22 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
23 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
24 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
25 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.

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1 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L.
2 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and
3 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.
4 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 401,
5 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
6 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, applies for Wisconsin
7 purposes at the same time as for federal purposes. Amendments to the Internal
8 Revenue Code enacted after December 31, 2004, do not apply to this subdivision with
9 respect to taxable years that begin after December 31, 2004.

10 **SECTION 1365.** 71.28 (1di) (b) 1. of the statutes is repealed.

11 ~~*-0402/7.6*~~**SECTION 1366.** 71.28 (1dL) (c) 1. of the statutes is repealed.

12 ~~*-0402/8*~~**SECTION 1367.** 71.28 (1dL) (c) 2. of the statutes is renumbered 71.28
13 (1dL) (c).

14 ~~*-0402/8*~~**SECTION 1368.** 71.28 (1dL) (d) of the statutes is amended to read:

15 71.28 (1dL) (d) Except as provided in par. (c) ~~2.~~, the carry-over provisions of
16 sub. (4) (e) and (f) as they relate to the credit under that subsection relate to the credit
17 under this subsection and apply as if the development zone continued to exist.

18 **SECTION 1369.** 71.28 (1dm) (hm) of the statutes is amended to read:

19 71.28 (1dm) (hm) ~~Credits claimed~~ A claimant may claim the credit under this
20 subsection, including any credits carried over, ~~may be offset only~~ against the amount
21 of the tax otherwise due under this subchapter ~~attributable to income from the~~
22 ~~business operations of the claimant in the development zone; except that a claimant~~
23 ~~in a development zone under s. 560.795 (1) (e) may offset credits, including any~~
24 ~~credits carried over, against the amount of the tax otherwise due under this~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1369**

1 ~~subchapter attributable to all of the claimant's income; and against the tax~~
2 ~~attributable to income from directly related business operations of the claimant.~~

3 **SECTION 1370.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

4 71.28 (1dx) (a) 5. "Member of a targeted group" means a person who resides
5 in an ~~empowerment zone, or an enterprise community, that the U.S. government~~
6 ~~designates~~ area designated by the federal government as an economic revitalization
7 area, a person who is employed in an unsubsidized job but meets the eligibility
8 requirements under s. 49.145 (2) and (3) for a Wisconsin works Works employment
9 position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), a
10 person who is eligible for child care assistance under s. 49.155, a person who is a
11 vocational rehabilitation referral, an economically disadvantaged youth, an
12 economically disadvantaged veteran, a supplemental security income recipient, a
13 general assistance recipient, an economically disadvantaged ex-convict, a qualified
14 summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as
15 defined in 29 USC 2801 (9), or a food stamp recipient; ~~;~~ if the person has been certified
16 in the manner under sub. (1dj) (am) 3. by a designated local agency, as defined in sub.
17 (1dj) (am) 2.

18 **SECTION 1371.** 71.28 (1dx) (b) (intro.) of the statutes is amended to read:

19 71.28 (1dx) (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and
20 in s. 73.03 (35), and subject to s. 560.785, for any taxable year for which the person
21 is entitled under s. 560.795 (3) to claim tax benefits or certified under s. 560.765 (3),
22 560.797 (4) or 560.798 (3), any person may claim as a credit against the taxes imposed
23 ~~on the person's income from the person's business activities in a development zone~~
24 otherwise due under this chapter the following amounts:

25 **SECTION 1376.** 71.28 (2m) (a) 1. b. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1376**

1 71.28 **(2m)** (a) 1. b. For partnerships, except publicly traded partnerships
2 treated as corporations under s. 71.22 ~~(1)~~ (1k), or limited liability companies, except
3 limited liability companies treated as corporations under s. 71.22 ~~(1)~~ (1k), “claimant”
4 means each individual partner or member.

5 **SECTION 1377.** 71.28 (3n) (title) of the statutes is amended to read:

6 71.28 **(3n)** (title) DAIRY AND LIVESTOCK FARM INVESTMENT CREDIT.

7 **SECTION 1381b.** 71.28 (3n) (a) 2. (intro.) of the statutes is amended to read:

8 71.28 **(3n)** (a) 2. (intro.) “Dairy farm modernization or expansion” means the
9 construction, the improvement, or the acquisition of buildings or facilities, or
10 acquiring equipment, for dairy animal housing, confinement, animal feeding, milk
11 production, or waste management, including the following, if used exclusively
12 related to dairy animals and if acquired and placed in service in this state during
13 taxable years that begin after December 31, 2003, and before January 1, 2010:

14 **SECTION 1381c.** 71.28 (3n) (a) 4. of the statutes is created to read:

15 71.28 **(3n)** (a) 4. “Livestock” means cattle, not including dairy animals; swine;
16 poultry, including farm–raised pheasants, but not including other farm–raised game
17 birds or ratites; fish that are raised in aquaculture facilities; sheep; and goats.

18 **SECTION 1381d.** 71.28 (3n) (a) 5. of the statutes is created to read:

19 71.28 **(3n)** (a) 5. “Livestock farm modernization or expansion” means the
20 construction, the improvement, or the acquisition of buildings or facilities, or the
21 acquisition of equipment, for livestock housing, confinement, feeding, or waste
22 management, including the following, if used exclusively related to livestock and if
23 acquired and placed in service in this state during taxable years that begin after
24 December 31, 2005, and before January 1, 2012:

25 a. Birthing structures.

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- 1 b. Rearing structures.
- 2 c. Feedlot structures.
- 3 d. Feed storage and handling equipment.
- 4 e. Fences.
- 5 f. Watering facilities.
- 6 g. Scales.
- 7 h. Manure pumping and storage facilities.
- 8 i. Digesters.
- 9 j. Equipment used to produce energy.
- 10 k. Fish hatchery buildings.
- 11 L. Fish processing buildings.
- 12 m. Fish rearing ponds.

13 **SECTION 1381e.** 71.28 (3n) (a) 6. of the statutes is created to read:

14 71.28 (3n) (a) 6. a. For taxable years that begin after December 31, 2003, and
15 before January 1, 2006, “used exclusively,” related to dairy animals, means used to
16 the exclusion of all other uses except for use not exceeding 5 percent of total use.

17 b. For taxable years that begin after December 31, 2005, and before January
18 1, 2010, “used exclusively,” related to livestock, dairy animals, or both, means used
19 to the exclusion of all other uses except for use not exceeding 5 percent of total use.

20 c. For taxable years that begin after December 31, 2009, and before January
21 1, 2012, “used exclusively,” related to livestock, means used to the exclusion of all
22 other uses except for use not exceeding 5 percent of total use.

23 **SECTION 1382b.** 71.28 (3n) (b) of the statutes is renumbered 71.28 (3n) (b) 1.

24 **SECTION 1382c.** 71.28 (3n) (b) 2. of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1382c**

1 71.28 (3n) (b) 2. Subject to the limitations provided in this subsection, for
2 taxable years that begin after December 31, 2005, and before January 1, 2012, a
3 claimant may claim as a credit against the tax imposed under s. 71.23 an amount
4 equal to 10 percent of the amount the claimant paid in the taxable year for livestock
5 farm modernization or expansion related to the operation of the claimant's livestock
6 farm.

7 **SECTION 1382d.** 71.28 (3n) (e) of the statutes is renumbered 71.28 (3n) (e) 1.
8 and amended to read:

9 71.28 (3n) (e) 1. Partnerships, limited liability companies, and tax-option
10 corporations may not claim the credit under this subsection, but the eligibility for,
11 and the amount of, the credit are based on their payment of expenses under par. (b),
12 except that the aggregate amount of credits that the entity may compute shall not
13 exceed \$50,000. A partnership, limited liability company, or tax-option corporation
14 shall compute the amount of credit that each of its partners, members, or
15 shareholders may claim and shall provide that information to each of them.
16 Partners, members of limited liability companies, and shareholders of tax-option
17 corporations may claim the credit in proportion to their ownership interest.

18 **SECTION 1382e.** 71.28 (3n) (e) 2. of the statutes is created to read:

19 71.28 (3n) (e) 2. If 2 or more persons own and operate the dairy or livestock
20 farm, each person may claim a credit under par. (b) in proportion to his or her
21 ownership interest, except that the aggregate amount of the credits claimed by all
22 persons who own and operate the farm shall not exceed \$50,000.

23 **SECTION 1383.** 71.28 (4) (a) of the statutes is amended to read:

24 71.28 (4) (a) *Credit.* Any corporation may credit against taxes otherwise due
25 under this chapter an amount equal to 5% of the amount obtained by subtracting

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1 from the corporation's qualified research expenses, as defined in section 41 of the
2 internal revenue code, except that "qualified research expenses" includes only
3 expenses incurred by the claimant, incurred for research conducted in this state for
4 the taxable year, except that a taxpayer may elect the alternative computation under
5 section 41 (c) (4) of the Internal Revenue Code and that election applies until the
6 department permits its revocation and except that "qualified research expenses"
7 does not include compensation used in computing the credit under subs. (1dj) and
8 (1dx), the corporation's base amount, as defined in section 41 (c) of the internal
9 revenue code, except that gross receipts used in calculating the base amount means
10 gross receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2. and,
11 (d), (df), and (dh). Section 41 (h) of the internal revenue code does not apply to the
12 credit under this paragraph.

13 **SECTION 1384.** 71.28 (4) (am) 1. of the statutes is amended to read:

14 71.28 (4) (am) 1. In addition to the credit under par. (a), any corporation may
15 credit against taxes otherwise due under this chapter an amount equal to 5% of the
16 amount obtained by subtracting from the corporation's qualified research expenses,
17 as defined in section 41 of the internal revenue code, except that "qualified research
18 expenses" include only expenses incurred by the claimant in a development zone
19 under subch. VI of ch. 560, except that a taxpayer may elect the alternative
20 computation under section 41 (c) (4) of the Internal Revenue Code and that election
21 applies until the department permits its revocation and except that "qualified
22 research expenses" do not include compensation used in computing the credit under
23 sub. (1dj) nor research expenses incurred before the claimant is certified for tax
24 benefits under s. 560.765 (3), the corporation's base amount, as defined in section 41
25 (c) of the internal revenue code, in a development zone, except that gross receipts

ENGROSSED ASSEMBLY BILL 100**SECTION 1384**

1 used in calculating the base amount means gross receipts from sales attributable to
2 Wisconsin under s. 71.25 (9) (b) 1. and 2. ~~and, (d), (df), and (dh)~~ and research expenses
3 used in calculating the base amount include research expenses incurred before the
4 claimant is certified for tax benefits under s. 560.765 (3), in a development zone, if
5 the claimant submits with the claimant's return a copy of the claimant's certification
6 for tax benefits under s. 560.765 (3) and a statement from the department of
7 commerce verifying the claimant's qualified research expenses for research
8 conducted exclusively in a development zone. The rules under s. 73.03 (35) apply to
9 the credit under this subdivision. The rules under sub. (1di) (f) and (g) as they apply
10 to the credit under that subsection apply to claims under this subdivision. Section
11 41 (h) of the internal revenue code does not apply to the credit under this subdivision.

12 **SECTION 1385.** 71.28 (4) (i) of the statutes is amended to read:

13 71.28 (4) (i) *Nonclaimants.* The credits under this subsection may not be
14 claimed by a partnership, except a publicly traded partnership treated as a
15 corporation under s. 71.22 (4) (1k), limited liability company, except a limited
16 liability company treated as a corporation under s. 71.22 (4) (1k), or tax-option
17 corporation or by partners, including partners of a publicly traded partnership,
18 members of a limited liability company or shareholders of a tax-option corporation.

19 **SECTION 1385h.** 71.28 (5g) of the statutes is created to read:

20 71.28 (5g) HEALTH INSURANCE RISK-SHARING PLAN ASSESSMENTS CREDIT. (a)
21 *Definitions.* In this subsection, "claimant" means an insurer, as defined in s. 149.10
22 (5), who files a claim under this subsection.

23 (b) *Filing claims.* Subject to the limitations provided under this subsection, for
24 taxable years beginning after December 31, 2005, a claimant may claim as a credit
25 against the taxes imposed under s. 71.23 an amount that is equal to a percentage of

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1 the amount of assessment under s. 149.13 that the claimant paid in the taxable year,
2 as determined under par. (c) 1.

3 (c) *Limitations.* 1. The department of revenue, in consultation with the office
4 of the commissioner of insurance, shall determine the percentage under par. (b) for
5 each claimant for each taxable year so that the cost of the credit under this subsection
6 and ss. 71.07 (5g), 71.47 (5g), and 76.655 is as close as practicable to \$2,000,000 in
7 the 2006–07 fiscal year and \$5,000,000 in each fiscal year thereafter.

8 2. Partnerships, limited liability companies, and tax–option corporations may
9 not claim the credit under this subsection, but the eligibility for, and the amount of,
10 the credit are based on their payment of amounts described under par. (b). A
11 partnership, limited liability company, or tax–option corporation shall compute the
12 amount of credit that each of its partners, members, or shareholders may claim and
13 shall provide that information to each of them. Partners, members of limited liability
14 companies, and shareholders of tax–option corporations may claim the credit in
15 proportion to their ownership interests.

16 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under
17 sub. (4), applies to the credit under this subsection.

18 **SECTION 1385p.** 71.30 (3) (dm) of the statutes is created to read:

19 71.30 (3) (dm) Health insurance risk–sharing plan assessments credit under
20 s. 71.28 (5g).

21 **SECTION 1386.** 71.30 (11) of the statutes is created to read:

22 71.30 (11) VETERANS TRUST FUND. (a) *Definitions.* In this subsection, “veterans
23 trust fund” means the fund under s. 25.36.

24 (b) *Voluntary payments.* 1. ‘Designation on return.’ A corporation filing an
25 income or franchise tax return may designate on the return any amount of additional

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1 payment or any amount of a refund that is due the corporation as a donation to the
2 veterans trust fund to be used for veterans programs under s. 25.36 (1).

3 2. 'Designation added to tax owed.' If the corporation owes any tax, the
4 corporation shall remit in full the tax due and the amount designated on the return
5 as a donation to the veterans trust fund when the corporation files a tax return.

6 3. 'Designation deducted from refund.' Except as provided under par. (d), and
7 subject to ss. 71.75 (9) and 71.80 (3), if the corporation is owed a refund, the
8 department shall deduct the amount designated on the return as a donation to the
9 veterans trust fund from the amount of the refund.

10 (c) *Errors; failure to remit correct amount.* 1. 'Reduced designation.' If a
11 corporation remits an amount that exceeds the tax due, after error corrections, but
12 that is less than the total of the tax due, after error corrections, and the amount
13 designated by the corporation on the return as a donation to the veterans trust fund,
14 the department shall reduce the designation to reflect the amount remitted that
15 exceeds the tax due, after error corrections.

16 2. 'Void designation.' The designation for a donation to the veterans trust fund
17 is void if the corporation remits an amount equal to or less than the tax due, after
18 error corrections.

19 (d) *Errors; insufficient refund.* If a corporation is owed a refund that is less than
20 the amount designated on the return as a donation to the veterans trust fund, after
21 attachment and crediting under ss. 71.75 (9) and 71.80 (3) and after error corrections,
22 the department shall reduce the designation to reflect the actual amount of the
23 refund the corporation is otherwise owed.

24 (e) *Conditions.* If a corporation places any conditions on a designation for a
25 donation to the veterans trust fund, the designation is void.

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1 (f) *Void designation.* If a designation for a donation to the veterans trust fund
2 is void, the department shall disregard the designation and determine the amounts
3 due, owed, refunded, and received.

4 (g) *Tax return.* The secretary of revenue shall provide a place for the
5 designations under this subsection on the corporate income and franchise tax
6 returns and the secretary shall highlight that place on the returns by a symbol
7 chosen by the department of veterans affairs that relates to veterans.

8 (h) *Certification of amounts.* Annually, on or before September 15, the
9 secretary of revenue shall certify to the department of veterans affairs and the
10 department of administration:

11 1. The total amount of the administrative costs, including data processing
12 costs, incurred by the department of revenue in administering this subsection during
13 the previous fiscal year.

14 2. The total amount received from all designations to the veterans trust fund
15 under this subsection made by corporations during the previous fiscal year.

16 3. The net amount remaining after the administrative costs under subd. 1. are
17 subtracted from the total received under subd. 2.

18 (i) *Appropriations.* From the moneys received from designations to the
19 veterans trust fund under this subsection, an amount equal to the sum of
20 administrative expenses certified under par. (h) 1. shall be deposited into the general
21 fund and credited to the appropriation under s. 20.566 (1) (hp), and the net amount
22 remaining certified under par. (h) 3. shall be deposited into the veterans trust fund
23 and used for the veterans programs under s. 25.36 (1).

24 (j) *Refunds.* An amount designated as a donation to the veterans trust fund
25 under this subsection is not subject to refund to a corporation that designates the

ENGROSSED ASSEMBLY BILL 100**SECTION 1386**

1 donation unless the corporation submits information to the satisfaction of the
2 department within 18 months from the date that taxes are due from the corporation
3 or from the date that the corporation filed the return, whichever is later, that the
4 amount designated is clearly in error. A refund granted by the department under
5 this paragraph shall be deducted from the moneys received under this subsection in
6 the fiscal year that the refund is certified under 71.75 (7).

7 **SECTION 1386m.** 71.34 (1) (g) of the statutes is amended to read:

8 71.34 (1) (g) An addition shall be made for credits computed by a tax-option
9 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3), (3g),
10 (3n), (3t), ~~and (5b), and (5g)~~ and passed through to shareholders.

11 **SECTION 1387.** 71.34 (1g) (j) of the statutes is repealed.

12 **SECTION 1388.** 71.34 (1g) (k) of the statutes is repealed.

13 **SECTION 1389.** 71.34 (1g) (L) of the statutes is amended to read:

14 71.34 (1g) (L) “Internal Revenue Code” for tax-option corporations, for taxable
15 years that begin after December 31, 1996, and before January 1, 1998, means the
16 federal Internal Revenue Code as amended to December 31, 1996, excluding
17 sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d),
18 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
19 1605 (d) of P.L. 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206,
20 P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L.
21 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.
22 107-147, excluding sections 101 and 406 of P.L. 107-147, ~~and P.L. 107-181, P.L.~~
23 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306,
24 307, 308, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101,
25 201, 244, 336, 337, 909, and 910 of P.L. 108-357, and as indirectly affected in the

ENGROSSED ASSEMBLY BILL 100**SECTION 1389**

1 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647
2 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
3 of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.
4 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and
5 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
6 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
7 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
8 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
9 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
10 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
11 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
12 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
13 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
14 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
15 except that section 1366 (f) (relating to pass-through of items to shareholders) is
16 modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and
17 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time
18 as for federal purposes. Amendments to the federal Internal Revenue Code enacted
19 after December 31, 1996, do not apply to this paragraph with respect to taxable years
20 beginning after December 31, 1996, and before January 1, 1998, except that
21 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.
22 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
23 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
24 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
25 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,

ENGROSSED ASSEMBLY BILL 100**SECTION 1389**

1 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
2 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect
3 the provisions applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L.
4 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
5 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
6 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
7 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
8 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
9 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the
10 same time as for federal purposes.

11 **SECTION 1390.** 71.34 (1g) (m) of the statutes is amended to read:

12 71.34 (1g) (m) “Internal Revenue Code” for tax-option corporations, for taxable
13 years that begin after December 31, 1997, and before January 1, 1999, means the
14 federal Internal Revenue Code as amended to December 31, 1997, excluding sections
15 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
16 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)
17 of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
18 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
19 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
20 excluding sections 101 and 406 of P.L. 107–147, P.L. and 107–181, P.L. 108–121,
21 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,
22 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
23 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in the provisions
24 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding
25 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514

ENGROSSED ASSEMBLY BILL 100**SECTION 1390**

1 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
2 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
3 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
4 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
5 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
6 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
7 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
8 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
9 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
10 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L.
11 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
12 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910
13 of P.L. 108–357, except that section 1366 (f) (relating to pass-through of items to
14 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
15 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
16 at the same time as for federal purposes. Amendments to the federal Internal
17 Revenue Code enacted after December 31, 1997, do not apply to this paragraph with
18 respect to taxable years beginning after December 31, 1997, and before
19 January 1, 1999, except that changes to the Internal Revenue Code made by P.L.
20 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
21 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
22 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
23 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
24 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
25 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357.

ENGROSSED ASSEMBLY BILL 100**SECTION 1390**

1 and changes that indirectly affect the provisions applicable to this subchapter made
2 by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
3 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
4 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
5 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
6 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
7 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
8 apply for Wisconsin purposes at the same time as for federal purposes.

9 **SECTION 1391.** 71.34 (1g) (n) of the statutes is amended to read:

10 71.34 **(1g)** (n) “Internal Revenue Code” for tax–option corporations, for taxable
11 years that begin after December 31, 1998, and before January 1, 2000, means the
12 federal Internal Revenue Code as amended to December 31, 1998, excluding sections
13 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
14 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)
15 of P.L. 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
16 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
17 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
18 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section
19 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a)
20 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
21 and 910 of P.L. 108–357, and as indirectly affected in the provisions applicable to this
22 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2)
23 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008
24 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
25 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.

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1 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
2 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
3 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
4 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
5 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
6 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
7 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
8 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section
9 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a)
10 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
11 and 910 of P.L. 108–357, except that section 1366 (f) (relating to pass-through of
12 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes
13 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin
14 purposes at the same time as for federal purposes. Amendments to the federal
15 Internal Revenue Code enacted after December 31, 1998, do not apply to this
16 paragraph with respect to taxable years beginning after December 31, 1998, and
17 before January 1, 2000, except that changes to the Internal Revenue Code made by
18 P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and
19 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
20 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
21 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,
22 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
23 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes
24 that indirectly affect the provisions applicable to this subchapter made by P.L.
25 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of

ENGROSSED ASSEMBLY BILL 100**SECTION 1391**

1 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
2 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
3 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,
4 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
5 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for
6 Wisconsin purposes at the same time as for federal purposes.

7 **SECTION 1392.** 71.34 (1g) (o) of the statutes is amended to read:

8 71.34 **(1g)** (o) “Internal Revenue Code” for tax–option corporations, for taxable
9 years that begin after December 31, 1999, and before January 1, 2003, means the
10 federal Internal Revenue Code as amended to December 31, 1999, excluding sections
11 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
12 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)
13 of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections
14 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
15 107–16, P.L. 107.22, P.L. 107.116, P.L. 107–134, P.L. 107–147, excluding sections 101
16 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358,
17 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,
18 excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections
19 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections
20 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected in
21 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
22 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823
23 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.
24 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
25 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding

ENGROSSED ASSEMBLY BILL 100**SECTION 1392**

1 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
2 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
3 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
4 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
5 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
6 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
7 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of
8 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
9 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
10 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
11 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,
12 244, 336, 337, 909, and 910 of P.L. 108–357, except that section 1366 (f) (relating to
13 pass-through of items to shareholders) is modified by substituting the tax under s.
14 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies
15 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
16 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this
17 paragraph with respect to taxable years beginning after December 31, 1999, and
18 before January 1, 2003, except that changes to the Internal Revenue Code made by
19 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
20 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,
21 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
22 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding
23 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.
24 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
25 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,

ENGROSSED ASSEMBLY BILL 100**SECTION 1392**

1 and 910 of P.L. 108–357, and changes that indirectly affect the provisions applicable
2 to this subchapter made by P.L. 106–230, P.L. 106–554, excluding sections 162 and
3 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,
4 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and
5 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L.
6 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding
7 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
8 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,
9 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the same
10 time as for federal purposes.

11 **SECTION 1393.** 71.34 (1g) (p) of the statutes is amended to read:

12 71.34 (1g) (p) “Internal Revenue Code” for tax-option corporations, for taxable
13 years that begin after December 31, 2002, and before January 1, 2004, means the
14 federal Internal Revenue Code as amended to December 31, 2002, excluding sections
15 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
16 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
17 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
18 431 of P.L. 107–16, and section 101 of P.L. 107–147, and as amended by P.L. 108–27,
19 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
20 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
21 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
22 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
23 910 of P.L. 108–357, and P.L. 108–375, and as indirectly affected in the provisions
24 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding
25 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514

ENGROSSED ASSEMBLY BILL 100**SECTION 1393**

1 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
2 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
3 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
4 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
5 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
6 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
7 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
8 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
9 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
10 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L.
11 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding sections 106, 201,
12 and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
13 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.
14 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
15 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
16 and P.L. 108–375, except that section 1366 (f) (relating to pass-through of items to
17 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
18 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
19 at the same time as for federal purposes. Amendments to the federal Internal
20 Revenue Code enacted after December 31, 2002, do not apply to this paragraph with
21 respect to taxable years beginning after December 31, 2002, and before January 1,
22 2004, except that changes to the Internal Revenue Code made by P.L. 108–27,
23 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
24 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
25 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403

ENGROSSED ASSEMBLY BILL 100**SECTION 1393**

1 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
2 910 of P.L. 108–357, and P.L. 108–375, and changes that indirectly affect the
3 provisions applicable to this subchapter made by P.L. 108–27, excluding sections
4 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121,
5 P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218,
6 P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
7 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
8 and P.L. 108–375, apply for Wisconsin purposes at the same time as for federal
9 purposes.

10 **SECTION 1394.** 71.34 (1g) (q) of the statutes is created to read:

11 71.34 (1g) (q) “Internal Revenue Code” for tax-option corporations, for taxable
12 years that begin after December 31, 2003, and before January 1, 2005, means the
13 federal Internal Revenue Code as amended to December 31, 2003, excluding sections
14 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
15 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
16 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
17 431 of P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L.
18 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and as
19 amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,
20 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244,
21 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, and as
22 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
23 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
24 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
25 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,

ENGROSSED ASSEMBLY BILL 100**SECTION 1394**

1 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
2 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
3 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
4 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
5 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
6 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
7 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
8 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101
9 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
10 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
11 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
12 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
13 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
14 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, except that section 1366 (f)
15 (relating to pass-through of items to shareholders) is modified by substituting the
16 tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue
17 Code applies for Wisconsin purposes at the same time as for federal purposes.
18 Amendments to the federal Internal Revenue Code enacted after December 31, 2003,
19 do not apply to this paragraph with respect to taxable years beginning after
20 December 31, 2003, and before January 1, 2005, except that changes to the Internal
21 Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections
22 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,
23 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, and
24 changes that indirectly affect the provisions applicable to this subchapter made by
25 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and

ENGROSSED ASSEMBLY BILL 100**SECTION 1394**

1 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
2 and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, apply for Wisconsin
3 purposes at the same time as for federal purposes.

4 **SECTION 1395.** 71.34 (1g) (r) of the statutes is created to read:

5 71.34 (1g) (r) “Internal Revenue Code” for tax–option corporations, for taxable
6 years that begin after December 31, 2004, means the federal Internal Revenue Code
7 as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.
8 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
9 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,
10 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
11 431 of P.L. 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L.
12 108–27, section 1201 of P.L. 108–173, sections 306, 308, 401, and 403 (a) of P.L.
13 108–311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as
14 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
15 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
16 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
17 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
18 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
19 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
20 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
21 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
22 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
23 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
24 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
25 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101

ENGROSSED ASSEMBLY BILL 100**SECTION 1395**

1 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
2 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
3 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
4 excluding sections 306, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding
5 sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L.
6 108–476, except that section 1366 (f) (relating to pass-through of items to
7 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
8 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
9 at the same time as for federal purposes. Amendments to the federal Internal
10 Revenue Code enacted after December 31, 2004, do not apply to this paragraph with
11 respect to taxable years beginning after December 31, 2004.

12 **SECTION 1396.** 71.42 (2) (i) of the statutes is repealed.

13 **SECTION 1397.** 71.42 (2) (j) of the statutes is repealed.

14 **SECTION 1398.** 71.42 (2) (k) of the statutes is amended to read:

15 71.42 (2) (k) For taxable years that begin after December 31, 1996, and before
16 January 1, 1998, “Internal Revenue Code” means the federal Internal Revenue Code
17 as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L.
18 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
19 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
20 amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
21 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
22 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
23 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L.
24 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
25 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910

ENGROSSED ASSEMBLY BILL 100**SECTION 1398**

1 of P.L. 108–357, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647,
2 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
3 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
4 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
5 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
6 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
7 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
8 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
9 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
10 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109
11 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of
12 P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and
13 910 of P.L. 108–357, except that “Internal Revenue Code” does not include section
14 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for
15 Wisconsin purposes at the same time as for federal purposes. Amendments to the
16 federal Internal Revenue Code enacted after December 31, 1996, do not apply to this
17 paragraph with respect to taxable years beginning after December 31, 1996, and
18 before January 1, 1998, except that changes to the Internal Revenue Code made by
19 P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
20 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
21 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
22 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
23 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
24 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
25 and changes that indirectly affect the provisions applicable to this subchapter made

ENGROSSED ASSEMBLY BILL 100

1 by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
2 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431
3 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
4 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
5 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
6 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
7 apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1399.** 71.42 (2) (L) of the statutes is amended to read:

9 71.42 (2) (L) For taxable years that begin after December 31, 1997, and before
10 January 1, 1999, “Internal Revenue Code” means the federal Internal Revenue Code
11 as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L.
12 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
13 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
14 amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170,
15 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
16 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
17 406 of P.L. 107–147, and P.L. 107–181, P.L. 108–121, excluding section 109 of P.L.
18 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
19 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910
20 of P.L. 108–357, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647,
21 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
22 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
23 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
24 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
25 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.

ENGROSSED ASSEMBLY BILL 100**SECTION 1399**

1 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
2 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
3 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
4 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
5 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
6 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
7 201, 244, 336, 337, 909, and 910 of P.L. 108–357, except that “Internal Revenue Code”
8 does not include section 847 of the federal Internal Revenue Code. The Internal
9 Revenue Code applies for Wisconsin purposes at the same time as for federal
10 purposes. Amendments to the federal Internal Revenue Code enacted after
11 December 31, 1997, do not apply to this paragraph with respect to taxable years
12 beginning after December 31, 1997, and before January 1, 1999, except that
13 changes to the Internal Revenue Code made by P.L. 105–178, P.L. 105–206, P.L.
14 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
15 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
16 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
17 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
18 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,
19 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and changes that indirectly affect
20 the provisions applicable to this subchapter made by P.L. 105–178, P.L. 105–206, P.L.
21 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
22 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
23 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, P.L.
24 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306,
25 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,

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1 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply for Wisconsin purposes at the
2 same time as for federal purposes.

3 **SECTION 1400.** 71.42 (2) (m) of the statutes is amended to read:

4 71.42 (2) (m) For taxable years that begin after December 31, 1998, and before
5 January 1, 2000, “Internal Revenue Code” means the federal Internal Revenue Code
6 as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L.
7 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
8 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
9 amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding
10 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.
11 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
12 P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121,
13 P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and
14 P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L.
15 108–357, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
16 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
17 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
18 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
19 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
20 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
21 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
22 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
23 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
24 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181,
25 and P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,

ENGROSSED ASSEMBLY BILL 100**SECTION 1400**

1 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357,
2 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, except that
3 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue
4 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time
5 as for federal purposes. Amendments to the federal Internal Revenue Code enacted
6 after December 31, 1998, do not apply to this paragraph with respect to taxable years
7 beginning after December 31, 1998, and before January 1, 2000, except that
8 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.
9 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,
10 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
11 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding
12 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and
13 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
14 909, and 910 of P.L. 108–357, and changes that indirectly affect the provisions
15 applicable to this subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
16 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding
17 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
18 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, P.L. 108–121, excluding section
19 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a)
20 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
21 and 910 of P.L. 108–357, apply for Wisconsin purposes at the same time as for federal
22 purposes.

23 **SECTION 1401.** 71.42 (2) (n) of the statutes is amended to read:

24 71.42 (2) (n) For taxable years that begin after December 31, 1999, and before
25 January 1, 2003, “Internal Revenue Code” means the federal Internal Revenue Code

ENGROSSED ASSEMBLY BILL 100**SECTION 1401**

1 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
2 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
3 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
4 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.
5 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,
6 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
7 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27,
8 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section
9 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,
10 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244,
11 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected by P.L. 99–514, P.L.
12 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
13 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
14 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
15 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
16 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
17 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
18 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
19 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
20 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
21 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,
22 P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202
23 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L.
24 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
25 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,

ENGROSSED ASSEMBLY BILL 100**SECTION 1401**

1 except that “Internal Revenue Code” does not include section 847 of the federal
2 Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes
3 at the same time as for federal purposes. Amendments to the federal Internal
4 Revenue Code enacted after December 31, 1999, do not apply to this paragraph with
5 respect to taxable years beginning after December 31, 1999, and before January 1,
6 2003, except that changes to the Internal Revenue Code made by P.L. 106–230, P.L.
7 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
8 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
9 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,
10 P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202
11 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L.
12 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L.
13 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
14 and changes that indirectly affect the provisions applicable to this subchapter made
15 by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
16 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,
17 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
18 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, P.L. 108–27, excluding
19 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.
20 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403
21 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
22 and 910 of P.L. 108–357, apply for Wisconsin purposes at the same time as for federal
23 purposes.

24 **SECTION 1402.** 71.42 (2) (o) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1402**

1 71.42 (2) (o) For taxable years that begin after December 31, 2002, and before
2 January 1, 2004, “Internal Revenue Code” means the federal Internal Revenue Code
3 as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.
4 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
5 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,
6 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and
7 section 101 of P.L. 107–147, and as amended by P.L. 108–27, excluding sections 106,
8 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.
9 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.
10 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L.
11 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357,
12 and P.L. 108–375, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L.
13 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
14 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
15 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
16 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
17 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
18 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
19 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
20 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding
21 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,
22 excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and
23 P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
24 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201
25 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,

ENGROSSED ASSEMBLY BILL 100**SECTION 1402**

1 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201,
2 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, except that “Internal
3 Revenue Code” does not include section 847 of the federal Internal Revenue Code.
4 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
5 federal purposes. Amendments to the federal Internal Revenue Code enacted after
6 December 31, 2002, do not apply to this paragraph with respect to taxable years
7 beginning after December 31, 2002, and before January 1, 2004, except that changes
8 to the Internal Revenue Code made by P.L. 108–27, excluding sections 106, 201, and
9 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,
10 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
11 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
12 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L.
13 108–375, and changes that indirectly affect the provisions applicable to this
14 subchapter made by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27,
15 P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section
16 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections
17 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,
18 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and P.L. 108–375, apply for
19 Wisconsin purposes at the same time as for federal purposes.

20 **SECTION 1403.** 71.42 (2) (p) of the statutes is created to read:

21 71.42 (2) (p) For taxable years that begin after December 31, 2003, and before
22 January 1, 2005, “Internal Revenue Code” means the federal Internal Revenue Code
23 as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.
24 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
25 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,

ENGROSSED ASSEMBLY BILL 100**SECTION 1403**

1 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, section
2 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 109 of P.L.
3 108–121, and section 1201 of P.L. 108–173, and as amendeded by P.L. 108–203, P.L.
4 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L.
5 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of
6 P.L. 108–357, P.L. 108–375, and P.L. 108–476, and as indirectly affected by P.L.
7 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
8 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
9 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
10 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
11 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
12 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
13 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
14 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
15 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
16 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L.
17 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and
18 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,
19 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
20 excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
21 excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L.
22 108–375, and P.L. 108–476, except that “Internal Revenue Code” does not include
23 section 847 of the federal Internal Revenue Code. The Internal Revenue Code
24 applies for Wisconsin purposes at the same time as for federal purposes.
25 Amendments to the federal Internal Revenue Code enacted after December 31, 2003,

ENGROSSED ASSEMBLY BILL 100**SECTION 1403**

1 do not apply to this paragraph with respect to taxable years beginning after
2 December 31, 2003, and before January 1, 2005, except that changes to the Internal
3 Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections
4 306, 307, 308, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,
5 201, 244, 336, 337, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, and
6 changes that indirectly affect the provisions applicable to this subchapter made by
7 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 401, and
8 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337, 909,
9 and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, apply for Wisconsin
10 purposes at the same time as for federal purposes.

11 **SECTION 1404.** 71.42 (2) (q) of the statutes is created to read:

12 71.42 (2) (q) For taxable years that begin after December 31, 2004, “Internal
13 Revenue Code” means the federal Internal Revenue Code as amended to
14 December 31, 2004, excluding sections 103, 104, and 110 of P.L. 102–227, sections
15 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),
16 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.
17 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.
18 107–16, section 101 of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section
19 1201 of P.L. 108–173, sections 306, 308, 401, and 403 (a) of P.L. 108–311, and sections
20 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, and as indirectly affected by
21 P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,
22 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
23 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
24 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
25 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),

ENGROSSED ASSEMBLY BILL 100**SECTION 1404**

1 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
2 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
3 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
4 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
5 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L.
6 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and
7 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.
8 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 401,
9 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 244, 336, 337,
10 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, except that “Internal
11 Revenue Code” does not include section 847 of the federal Internal Revenue Code.
12 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
13 federal purposes. Amendments to the federal Internal Revenue Code enacted after
14 December 31, 2004, do not apply to this paragraph with respect to taxable years
15 beginning after December 31, 2004.

16 **SECTION 1405.** 71.42 (3d) of the statutes is amended to read:

17 71.42 (3d) “Member” does not include a member of a limited liability company
18 treated as a corporation under s. 71.22 (1) (1k).

19 **SECTION 1406.** 71.42 (3h) of the statutes is amended to read:

20 71.42 (3h) “Partner” does not include a partner of a publicly traded partnership
21 treated as a corporation under s. 71.22 (1) (1k).

22 **SECTION 1406f.** 71.45 (1m) of the statutes is created to read:

23 71.45 (1m) **HEALTH INSURANCE RISK-SHARING PLAN.** The income of the
24 organization administering the Health Insurance Risk-Sharing Plan under ch. 149
25 is exempt from taxation under this subchapter.

ENGROSSED ASSEMBLY BILL 100**SECTION 1406m**

1 **SECTION 1406m.** 71.45 (2) (a) 10. of the statutes is amended to read:

2 71.45 **(2)** (a) 10. By adding to federal taxable income the amount of credit
3 computed under s. 71.47 (1dd) to (1dx), (3n), ~~and (5b)~~, and (5g) and not passed
4 through by a partnership, limited liability company, or tax-option corporation that
5 has added that amount to the partnership's, limited liability company's, or
6 tax-option corporation's income under s. 71.21 (4) or 71.34 (1) (g) and the amount of
7 credit computed under s. 71.47 (1), (3), (3t), (4), and (5).

8 **SECTION 1408.** 71.47 (1di) (b) 1. of the statutes is repealed.

9 **SECTION 1409.** 71.47 (1dL) (c) 1. of the statutes is repealed.

10 **SECTION 1410.** 71.47 (1dL) (c) 2. of the statutes is renumbered 71.47 (1dL) (c).

11 **SECTION 1411.** 71.47 (1dL) (d) of the statutes is amended to read:

12 71.47 **(1dL)** (d) Except as provided in par. (c) ~~2.~~, the carry-over provisions of
13 sub. (4) (e) and (f) as they relate to the credit under that subsection relate to the credit
14 under this subsection and apply as if the development zone continued to exist.

15 **SECTION 1412.** 71.47 (1dm) (hm) of the statutes is amended to read:

16 71.47 **(1dm)** (hm) ~~Credits claimed~~ A claimant may claim the credit under this
17 subsection, including any credits carried over, ~~may be offset only~~ against the amount
18 of the tax otherwise due under this subchapter ~~attributable to income from the~~
19 ~~business operations of the claimant in the development zone; except that a claimant~~
20 ~~in a development zone under s. 560.795 (1) (e) may offset credits, including any~~
21 ~~credits carried over, against the amount of the tax otherwise due under this~~
22 ~~subchapter attributable to all of the claimant's income; and against the tax~~
23 ~~attributable to income from directly related business operations of the claimant.~~

24 **SECTION 1413.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1413**

1 71.47 (1dx) (a) 5. “Member of a targeted group” means a person who resides
2 in an empowerment zone, or an enterprise community, that the U.S. government
3 designates area designated by the federal government as an economic revitalization
4 area, a person who is employed in an unsubsidized job but meets the eligibility
5 requirements under s. 49.145 (2) and (3) for a Wisconsin works Works employment
6 position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), a
7 person who is eligible for child care assistance under s. 49.155, a person who is a
8 vocational rehabilitation referral, an economically disadvantaged youth, an
9 economically disadvantaged veteran, a supplemental security income recipient, a
10 general assistance recipient, an economically disadvantaged ex-convict, a qualified
11 summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as
12 defined in 29 USC 2801 (9), or a food stamp recipient; if the person has been certified
13 in the manner under sub. (1dj) (am) 3. by a designated local agency, as defined in sub.
14 (1dj) (am) 2.

15 **SECTION 1414.** 71.47 (1dx) (b) (intro.) of the statutes is amended to read:

16 71.47 (1dx) (b) *Credit.* (intro.) Except ~~or~~ as provided in pars. (be) and (bg) and
17 in s. 73.03 (35), and subject to s. 560.785, for any taxable year for which the person
18 is entitled under s. 560.795 (3) to claim tax benefits or certified under s. 560.765 (3),
19 560.797 (4) or 560.798 (3), any person may claim as a credit against the taxes imposed
20 ~~on the person’s income from the person’s business activities in a development zone~~
21 otherwise due under this chapter the following amounts:

22 **SECTION 1419.** 71.47 (2m) (a) 1. b. of the statutes is amended to read:

23 71.47 (2m) (a) 1. b. For partnerships, except publicly traded partnerships
24 treated as corporations under s. 71.22 (1) (1k), or limited liability companies, except

ENGROSSED ASSEMBLY BILL 100**SECTION 1419**

1 limited liability companies treated as corporations under s. 71.22 ~~(4)~~ (1k), “claimant”
2 means each individual partner or member.

3 **SECTION 1420.** 71.47 (3n) (title) of the statutes is amended to read:

4 71.47 **(3n)** (title) DAIRY AND LIVESTOCK FARM INVESTMENT CREDIT.

5 **SECTION 1424b.** 71.47 (3n) (a) 2. (intro.) of the statutes is amended to read:

6 71.47 **(3n)** (a) 2. (intro.) “Dairy farm modernization or expansion” means the
7 construction, the improvement, or the acquisition of buildings or facilities, or the
8 acquisition of equipment, for dairy animal housing, confinement, animal feeding,
9 milk production, or waste management, including the following, if used exclusively
10 related to dairy animals and if acquired and placed in service in this state during
11 taxable years that begin after December 31, 2003, and before January 1, 2010:

12 **SECTION 1424c.** 71.47 (3n) (a) 4. of the statutes is created to read:

13 71.47 **(3n)** (a) 4. “Livestock” means cattle, not including dairy animals; swine;
14 poultry, including farm–raised pheasants, but not including other farm–raised game
15 birds or ratites; fish that are raised in aquaculture facilities; sheep; and goats.

16 **SECTION 1424d.** 71.47 (3n) (a) 5. of the statutes is created to read:

17 71.47 **(3n)** (a) 5. “Livestock farm modernization or expansion” means the
18 construction, the improvement, or the acquisition of buildings or facilities, or the
19 acquisition of equipment, for livestock housing, confinement, feeding, or waste
20 management, including the following, if used exclusively related to livestock and if
21 acquired and placed in service in this state during taxable years that begin after
22 December 31, 2005, and before January 1, 2012:

23 a. Birthing structures.

24 b. Rearing structures.

25 c. Feedlot structures.

ENGROSSED ASSEMBLY BILL 100

- 1 d. Feed storage and handling equipment.
- 2 e. Fences.
- 3 f. Watering facilities.
- 4 g. Scales.
- 5 h. Manure pumping and storage facilities.
- 6 i. Digesters.
- 7 j. Equipment used to produce energy.
- 8 k. Fish hatchery buildings.
- 9 L. Fish processing buildings.
- 10 m. Fish rearing ponds.

11 **SECTION 1424e.** 71.47 (3n) (a) 6. of the statutes is created to read:

12 71.47 (3n) (a) 6. a. For taxable years that begin after December 31, 2003, and
13 before January 1, 2006, “used exclusively,” related to dairy animals, means used to
14 the exclusion of all other uses except for use not exceeding 5 percent of total use.

15 b. For taxable years that begin after December 31, 2005, and before January
16 1, 2010, “used exclusively,” related to livestock, dairy animals, or both, means used
17 to the exclusion of all other uses except for use not exceeding 5 percent of total use.

18 c. For taxable years that begin after December 31, 2009, and before January
19 1, 2012, “used exclusively,” related to livestock, means used to the exclusion of all
20 other uses except for use not exceeding 5 percent of total use.

21 **SECTION 1425b.** 71.47 (3n) (b) of the statutes is renumbered 71.47 (3n) (b) 1.

22 **SECTION 1425c.** 71.47 (3n) (b) 2. of the statutes is created to read:

23 71.47 (3n) (b) 2. Subject to the limitations provided in this subsection, for
24 taxable years that begin after December 31, 2005, and before January 1, 2012, a
25 claimant may claim as a credit against the tax imposed under s. 71.43 an amount

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1 equal to 10 percent of the amount the claimant paid in the taxable year for livestock
2 farm modernization or expansion related to the operation of the claimant's livestock
3 farm.

4 **SECTION 1425d.** 71.47 (3n) (e) of the statutes is renumbered 71.47 (3n) (e) 1.
5 and amended to read:

6 71.47 **(3n)** (e) 1. Partnerships, limited liability companies, and tax-option
7 corporations may not claim the credit under this subsection, but the eligibility for,
8 and the amount of, the credit are based on their payment of expenses under par. (b),
9 except that the aggregate amount of credits that the entity may compute shall not
10 exceed \$50,000. A partnership, limited liability company, or tax-option corporation
11 shall compute the amount of credit that each of its partners, members, or
12 shareholders may claim and shall provide that information to each of them.
13 Partners, members of limited liability companies, and shareholders of tax-option
14 corporations may claim the credit in proportion to their ownership interest.

15 **SECTION 1425e.** 71.47 (3n) (e) 2. of the statutes is created to read:

16 71.47 **(3n)** (e) 2. If 2 or more persons own and operate the dairy or livestock
17 farm, each person may claim a credit under par. (b) in proportion to his or her
18 ownership interest, except that the aggregate amount of the credits claimed by all
19 persons who own and operate the farm shall not exceed \$50,000.

20 **SECTION 1426.** 71.47 (4) (a) of the statutes is amended to read:

21 71.47 **(4)** (a) *Credit.* Any corporation may credit against taxes otherwise due
22 under this chapter an amount equal to 5% of the amount obtained by subtracting
23 from the corporation's qualified research expenses, as defined in section 41 of the
24 internal revenue code, except that "qualified research expenses" includes only
25 expenses incurred by the claimant, incurred for research conducted in this state for

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1 the taxable year, except that a taxpayer may elect the alternative computation under
2 section 41 (c) (4) of the Internal Revenue Code and that election applies until the
3 department permits its revocation and except that “qualified research expenses”
4 does not include compensation used in computing the credit under subs. (1dj) and
5 (1dx), the corporation’s base amount, as defined in section 41 (c) of the internal
6 revenue code, except that gross receipts used in calculating the base amount means
7 gross receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2. ~~and,~~
8 (d), (df), and (dh). Section 41 (h) of the internal revenue code does not apply to the
9 credit under this paragraph.

10 **SECTION 1427.** 71.47 (4) (am) of the statutes is amended to read:

11 71.47 (4) (am) *Development zone additional research credit.* In addition to the
12 credit under par. (a), any corporation may credit against taxes otherwise due under
13 this chapter an amount equal to 5% of the amount obtained by subtracting from the
14 corporation’s qualified research expenses, as defined in section 41 of the internal
15 revenue code, except that “qualified research expenses” include only expenses
16 incurred by the claimant in a development zone under subch. VI of ch. 560, except
17 that a taxpayer may elect the alternative computation under section 41 (c) (4) of the
18 Internal Revenue Code and that election applies until the department permits its
19 revocation and except that “qualified research expenses” do not include
20 compensation used in computing the credit under sub. (1dj) nor research expenses
21 incurred before the claimant is certified for tax benefits under s. 560.765 (3), the
22 corporation’s base amount, as defined in section 41 (c) of the internal revenue code,
23 in a development zone, except that gross receipts used in calculating the base amount
24 means gross receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and
25 2. and, (d), (df), and (dh) and research expenses used in calculating the base amount

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1 include research expenses incurred before the claimant is certified for tax benefits
2 under s. 560.765 (3), in a development zone, if the claimant submits with the
3 claimant's return a copy of the claimant's certification for tax benefits under s.
4 560.765 (3) and a statement from the department of commerce verifying the
5 claimant's qualified research expenses for research conducted exclusively in a
6 development zone. The rules under s. 73.03 (35) apply to the credit under this
7 paragraph. The rules under sub. (1d) (f) and (g) as they apply to the credit under
8 that subsection apply to claims under this paragraph. Section 41 (h) of the internal
9 revenue code does not apply to the credit under this paragraph. No credit may be
10 claimed under this paragraph for taxable years that begin on January 1, 1998, or
11 thereafter. Credits under this paragraph for taxable years that begin before January
12 1, 1998, may be carried forward to taxable years that begin on January 1, 1998, or
13 thereafter.

14 **SECTION 1428.** 71.47 (4) (i) of the statutes is amended to read:

15 71.47 **(4)** (i) *Nonclaimants.* The credits under this subsection may not be
16 claimed by a partnership, except a publicly traded partnership treated as a
17 corporation under s. 71.22 (4) (1k), limited liability company, except a limited
18 liability company treated as a corporation under s. 71.22 (4) (1k), or tax-option
19 corporation or by partners, including partners of a publicly traded partnership,
20 members of a limited liability company or shareholders of a tax-option corporation.

21 **SECTION 1428k.** 71.47 (5g) of the statutes is created to read:

22 71.47 **(5g)** HEALTH INSURANCE RISK-SHARING PLAN ASSESSMENTS CREDIT. (a)
23 *Definitions.* In this subsection, "claimant" means an insurer, as defined in s. 149.10
24 (5), who files a claim under this subsection.

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1 (b) *Filing claims.* Subject to the limitations provided under this subsection, for
2 taxable years beginning after December 31, 2005, a claimant may claim as a credit
3 against the taxes imposed under s. 71.43 an amount that is equal to a percentage of
4 the amount of assessment under s. 149.13 that the claimant paid in the taxable year,
5 as determined under par. (c) 1.

6 (c) *Limitations.* 1. The department of revenue, in consultation with the office
7 of the commissioner of insurance, shall determine the percentage under par. (b) for
8 each claimant for each taxable year so that the cost of the credit under this subsection
9 and ss. 71.07 (5g), 71.28 (5g), and 76.655 is as close as practicable to \$2,000,000 in
10 the 2006–07 fiscal year and \$5,000,000 in each fiscal year thereafter.

11 2. Partnerships, limited liability companies, and tax–option corporations may
12 not claim the credit under this subsection, but the eligibility for, and the amount of,
13 the credit are based on their payment of amounts described under par. (b). A
14 partnership, limited liability company, or tax–option corporation shall compute the
15 amount of credit that each of its partners, members, or shareholders may claim and
16 shall provide that information to each of them. Partners, members of limited liability
17 companies, and shareholders of tax–option corporations may claim the credit in
18 proportion to their ownership interests.

19 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under
20 s. 71.28 (4), applies to the credit under this subsection.

21 **SECTION 1428p.** 71.49 (1) (dm) of the statutes is created to read:

22 71.49 (1) (dm) Health insurance risk–sharing plan assessments credit under
23 s. 71.47 (5g).

24 **SECTION 1429.** 71.58 (1) (c) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1429**

1 71.58 (1) (c) For partnerships except publicly traded partnerships treated as
2 corporations under s. 71.22 (1) (1k), “claimant” means each individual partner.

3 **SECTION 1430.** 71.58 (1) (cm) of the statutes is amended to read:

4 71.58 (1) (cm) For limited liability companies, except limited liability
5 companies treated as corporations under s. 71.22 (1) (1k), “claimant” means each
6 individual member.

7 **SECTION 1430m.** 71.67 (5) (a) of the statutes is amended to read:

8 71.67 (5) (a) *Wager winnings.* A person holding a license to sponsor and
9 manage races under s. 562.05 (1) (b), (bm), or (c) shall withhold from the amount of
10 any payment of pari-mutuel winnings under s. 562.065 (3) (a) or (3m) (a) an amount
11 determined by multiplying the amount of the payment by the highest rate applicable
12 to individuals under s. 71.06 (1) (a) to (c), (1m), (1n) or (1p) if the amount of the
13 payment is more than \$1,000.

14 **SECTION 1430o.** 71.67 (5) (b) of the statutes is amended to read:

15 71.67 (5) (b) *Deposits.* The licensee under s. 562.05 (1) (b), (bm), or (c) shall
16 deposit the amounts withheld under this subsection as would an employer
17 depositing under s. 71.65 (3).

18 **SECTION 1431.** 71.775 of the statutes is created to read:

19 **71.775 Withholding from nonresident members of pass-through**
20 **entities. (1) DEFINITIONS.** In this section:

21 (a) “Nonresident” includes an individual who is not domiciled in this state; a
22 partnership, limited liability company, or corporation whose commercial domicile is
23 outside the state; and an estate or a trust that is a nonresident under s. 71.14 (1) to
24 (3m).

ENGROSSED ASSEMBLY BILL 100**SECTION 1431**

1 (b) “Pass-through entity” means a partnership, a limited liability company, a
2 tax-option corporation, an estate, or a trust that is treated as a pass-through entity
3 for federal income tax purposes.

4 **(2) WITHHOLDING TAX IMPOSED.** (a) For the privilege of doing business in this
5 state or deriving income from property located in this state, a pass-through entity
6 that has Wisconsin income for the taxable year that is allocable to a nonresident
7 partner, member, shareholder, or beneficiary shall pay a withholding tax. The
8 amount of the tax imposed under this subsection to be withheld from the income
9 distributable to each nonresident partner, member, shareholder, or beneficiary is
10 equal to the nonresident partner’s, member’s, shareholder’s, or beneficiary’s share
11 of income attributable to this state, multiplied by the following:

12 1. For an individual, an estate, or a trust that is a pass-through entity, the
13 highest tax rate for a single individual for the taxable year under s. 71.06.

14 2. For a partnership, a limited liability company, or a tax-option corporation
15 that is a pass-through entity, the highest tax rate for the taxable year under s. 71.27.

16 (b) A pass-through entity that is also a member of another pass-through entity
17 is subject to withholding under this subsection and shall pay the tax based on the
18 share of income that is distributable to each of the entity’s nonresident partners,
19 members, shareholders, or beneficiaries.

20 **(3) EXEMPTIONS.** (a) A nonresident partner’s, member’s, shareholder’s, or
21 beneficiary’s share of income from the pass-through entity that is attributable to this
22 state shall not be included in determining the withholding under sub. (2) if any of the
23 following applies:

24 1. The partner, member, shareholder, or beneficiary is exempt from taxation
25 under this chapter. For purposes of this subdivision, the pass-through entity may

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1 rely on a written statement from the partner, member, shareholder, or beneficiary
2 claiming to be exempt from taxation under this chapter, if the pass-through entity
3 attaches a copy of the statement to its return for the taxable year and if the statement
4 specifies the name, address, federal employer identification number, and reason for
5 claiming an exemption for each partner, member, shareholder, or beneficiary
6 claiming to be exempt from taxation under this chapter.

7 2. The partner, member, shareholder, or beneficiary has no Wisconsin income
8 other than his or her share of income from the pass-through entity that is
9 attributable to this state and his or her share of such income is less than \$1,000.

10 (b) A pass-through entity that is a joint venture is not subject to the
11 withholding under sub. (2), if the pass-through entity has elected not to be treated
12 as a partnership under section 761 of the Internal Revenue Code.

13 (cm) A pass-through entity that is a publicly traded partnership, as defined
14 under section 7704 (b) of the Internal Revenue Code, that is treated as a partnership
15 under the Internal Revenue Code is not subject to the withholding under sub. (2), if
16 the entity files with the department an information return that reports the name,
17 address, taxpayer identification number, and any other information requested by the
18 department for each unit holder with an income in this state from the entity in excess
19 of \$500.

20 **(4) ADMINISTRATION.** (a) Each pass-through entity that is subject to the
21 withholding under sub. (2) shall pay the amount of the tax withheld to the
22 department no later than:

23 1. For tax-option corporations, the 15th day of the 3rd month following the
24 close of the taxable year.

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1 2. For partnerships, limited liability companies, estates, and trusts, the 15th
2 day of the 4th month following the close of the taxable year.

3 (b) 1. If the pass-through entity has an extension of time to file its return, the
4 tax withheld under sub. (2) is due on the unextended due date of the entity's return
5 as provided under s. 71.13 (1), 71.20 (1), or 71.24 (1).

6 2. A pass-through entity that pays the tax withheld under sub. (2) as provided
7 under subd. 1. is not subject to an underpayment of estimated tax under s. 71.09 or
8 71.29, if 90 percent of the tax that is due for the current taxable year is paid by the
9 unextended due date or if 100 percent of the tax that is due for the taxable year
10 immediately preceding the current taxable year is paid by the unextended due date
11 and the taxable year immediately preceding the current taxable year was a
12 12-month period. Interest at the rate 12 percent shall be imposed on the unpaid
13 amount of the tax withheld under sub. (2) during any extension period and interest
14 at the rate of 18 percent shall be imposed on the unpaid amount of the tax withheld
15 under sub. (2) for the period beginning with the extended due date and ending with
16 the date that the unpaid amount is paid in full.

17 (c) On or before the due date, including extensions, of the entity's return, a
18 pass-through entity that withholds tax under sub. (2) shall annually notify each of
19 its nonresident partners, members, shareholders, or beneficiaries of the amount of
20 the tax withheld under sub. (2) that the pass-through entity paid on the nonresident
21 partner's, member's, shareholder's, or beneficiary's behalf. The pass-through entity
22 shall provide a copy of the notice to the department with the return that it files for
23 the taxable year.

24 (d) A nonresident partner, member, shareholder, or beneficiary of a
25 pass-through entity may claim a credit, as prescribed by the department, on his or

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1 her Wisconsin income or franchise tax return for the amount withheld under sub. (2)
2 on his or her behalf. For purposes of this paragraph, the amount withheld under sub.
3 (2) is considered to be paid on the last day of the pass-through entity's taxable year
4 for which the tax is paid.

5 (e) Any tax withheld under this section shall be held in trust for this state, and
6 a pass-through entity subject to withholding under this section shall be liable to the
7 department for the payment of the tax withheld. No partner, member, shareholder,
8 or beneficiary of a pass-through entity shall have any right of action against the
9 pass-through entity with respect to any amount withheld and paid in compliance
10 with this section.

11 (f) If a pass-through entity subject to withholding under this section fails to
12 withhold tax as required by this section, the pass-through entity shall be liable for
13 any tax, interest, and penalties. If a nonresident partner, member, shareholder, or
14 beneficiary of the pass-through entity files a return and pays the tax due, the
15 pass-through entity shall not be liable for the tax, but shall be liable for any interest
16 and penalties otherwise applicable for failure to withhold, as provided under ss.
17 71.82 (2) (d) and 71.83.

18 **SECTION 1431s.** 71.78 (2) of the statutes is amended to read:

19 71.78 (2) DISCLOSURE OF NET TAX. The department shall make available upon
20 suitable forms prepared by the department information setting forth the net
21 Wisconsin income tax, Wisconsin franchise tax or Wisconsin gift tax reported as paid
22 or payable in the returns filed by any individual or corporation, and any amount of
23 delinquent taxes owed, as described in s. 73.03 (62), by any such individual or
24 corporation, for any individual year upon request. Before the request is granted, the
25 person desiring to obtain the information shall prove his or her identity and shall be

ENGROSSED ASSEMBLY BILL 100**SECTION 1431s**

1 required to sign a statement setting forth the person's address and reason for making
2 the request and indicating that the person understands the provisions of this section
3 with respect to the divulgement, publication or dissemination of information
4 obtained from returns as provided in sub. (1). The use of a fictitious name is a
5 violation of this section. Within 24 hours after any information from any such tax
6 return has been so obtained, the department shall mail to the person from whose
7 return the information has been obtained a notification which shall give the name
8 and address of the person obtaining the information and the reason assigned for
9 requesting the information. The department shall collect from the person requesting
10 the information a fee of \$4 for each return.

11 **SECTION 1432c.** 71.78 (4) (r) of the statutes is created to read:

12 71.78 (4) (r) The secretary of revenue and employees of that department for the
13 purpose of preparing and maintaining the list of persons with unpaid tax obligations
14 as described in s. 73.03 (62) so that the list of such persons is available for public
15 inspection.

16 **SECTION 1432m.** 71.83 (1) (ce) of the statutes is created to read:

17 71.83 (1) (ce) *Health savings accounts.* Any person who is liable for a penalty
18 for federal income tax purposes under section 223 (f) (4) of the Internal Revenue Code
19 is liable for a penalty equal to 33 percent of that penalty. The department of revenue
20 shall assess, levy, and collect the penalty under this paragraph as it assesses, levies,
21 and collects taxes under this chapter.

22 **SECTION 1434.** 71.93 (1) (a) 1. of the statutes is amended to read:

23 71.93 (1) (a) 1. An amount owed to a state agency that, if the amount has been
24 reduced to a judgment or if the state agency has provided the debtor reasonable
25 notice and an opportunity to be heard with regards to the amount owed.

ENGROSSED ASSEMBLY BILL 100**SECTION 1435**

1 **SECTION 1435.** 71.93 (1) (a) 3. of the statutes is amended to read:

2 71.93 (1) (a) 3. An amount that the department of health and family services
3 may recover under s. 49.45 (2) (a) 10. ~~or~~ 49.497, 49.793, or 49.847, if the department
4 of health and family services has certified the amount under s. 49.85.

5 **SECTION 1436.** 71.93 (1) (a) 4. of the statutes is amended to read:

6 71.93 (1) (a) 4. An amount that the department of workforce development may
7 recover under s. 49.161, or 49.195 (3), ~~or 49.793~~, or may collect under s. 49.147 (6)
8 (cm), if the department of workforce development has certified the amount under s.
9 49.85.

10 **SECTION 1437.** 71.93 (1) (cm) of the statutes is created to read:

11 71.93 (1) (cm) “Disbursement” means any payment to a person who provides
12 goods and services to the state under subch. IV or V of ch. 16 or under ch. 84.

13 **SECTION 1438.** 71.93 (2) of the statutes is amended to read:

14 71.93 (2) CERTIFICATION. A state agency may certify to the department ~~for setoff~~
15 any properly identified debt exceeding \$20 so that the department may set off the
16 amount of the debt against a refund to the debtor or so that the department of
17 administration may reduce a disbursement to the debtor by the amount of the debt.

18 At least 30 days prior to certification each debtor shall be sent a notice by the state
19 agency of its intent to certify the debt to the department for setoff or reduction and
20 of the debtor’s right of appeal. At the time of certification, the certifying state agency
21 shall furnish the social security number of individual debtors and the federal
22 employer identification number of other debtors.

23 **SECTION 1439.** 71.93 (3) of the statutes is renumbered 71.93 (3) (a) and
24 amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1439**

1 71.93 (3) (a) ADMINISTRATION. In administering this section the department
2 shall first check with the state agency certifying the debt to determine whether the
3 debt has been collected by other means. If the debt remains uncollected the
4 department of revenue shall setoff any debt or other amount owed to the department,
5 regardless of the origin of the debt or of the amount, its nature or its date. If after
6 the setoff there remains a refund in excess of \$10, the department shall set off the
7 remaining refund against certified debts of other state agencies. If more than one
8 certified debt exists for any debtor, the refund shall be first set off against the earliest
9 debt certified, except that no child support or spousal support obligation submitted
10 by an agency of another state may be set off until all debts owed to and certified by
11 state agencies of this state have been set off. When all debts have been satisfied, any
12 remaining refund shall be refunded to the debtor by the department. Any legal
13 action contesting a setoff under this paragraph shall be brought against the state
14 agency that certified the debt under sub. (2).

15 **SECTION 1440.** 71.93 (3) (b) of the statutes is created to read:

16 71.93 (3) (b) The department shall provide the information obtained under sub.
17 (2) to the department of administration. Before reducing any disbursement as
18 provided under this paragraph, the department of administration shall contact the
19 department to verify whether a certified debt that is the basis of the reduction has
20 been collected by other means. If the certified debt remains uncollected, the
21 department of administration shall reduce the disbursement by the amount of the
22 debtor's certified debt under sub. (2), notify the department of such reduction and
23 disbursement, and remit the amount of the reduction to the department in the
24 manner prescribed by the department. If more than one certified debt exists for any
25 debtor, the disbursement shall be reduced first by any debts certified under s. 73.12

ENGROSSED ASSEMBLY BILL 100**SECTION 1440**

1 then by the earliest debt certified. Any legal action contesting a reduction under this
2 paragraph shall be brought against the state agency that certified the debt under
3 sub. (2).

4 **SECTION 1441.** 71.93 (4) of the statutes is amended to read:

5 71.93 (4) SETTLEMENT. Within 30 days after the close of each calendar quarter,
6 the department shall settle with each state agency that has certified a debt. Each
7 settlement shall note the opening balance of debts certified, any additions or
8 deletions, reductions or amounts set off, and the ending balance at the close of the
9 settlement period.

10 **SECTION 1442.** 71.93 (5) of the statutes is amended to read:

11 71.93 (5) STATE AGENCY CHARGED FOR COSTS. At the time of each settlement, each
12 state agency shall be charged for administration expenses, and the amounts charged
13 shall be credited to the department's appropriation under s. 20.566 (1) (h). Annually
14 on or before November 1, the department shall review its costs incurred during the
15 previous fiscal year in administering state agency setoffs and reductions and shall
16 adjust its subsequent charges to each state agency to reflect that experience.

17 **SECTION 1443.** 71.93 (6) of the statutes is amended to read:

18 71.93 (6) WRITTEN AGREEMENT AND AUTHORITY OF DEPARTMENT. Any state agency
19 wishing to certify debts to the department shall enter into a written agreement with
20 the department prior to any certification of debt. Any certification of debts by a state
21 agency or changes to certified debts shall be in a manner and form prescribed by the
22 department. The secretary of revenue shall be the final authority in the resolution
23 of any interagency disputes in regard to certification of debts. If a refund or
24 disbursement is adjusted after a setoff or reduction, the department may readjust
25 any erroneous settlement with a certifying state agency.

ENGROSSED ASSEMBLY BILL 100**SECTION 1444**

1 **SECTION 1444.** 71.93 (7) of the statutes is amended to read:

2 71.93 (7) EXCHANGE OF INFORMATION. Information relative to changes to any
3 debt certified shall be exchanged promptly by each agency ~~and the department setoff.~~
4 Setoff of refunds and reduction of disbursements against debts certified by agencies,
5 and any reports report of the setoff or reduction to certifying state agencies, is not
6 a violation of ss. 71.78, 72.06, 77.61 (5), 78.80 (3), and 139.38 (6).

7 **SECTION 1445.** 71.935 (1) (cm) of the statutes is created to read:

8 71.935 (1) (cm) “Disbursement” means any payment to a person who provides
9 goods and services to the state under subch. IV or V of ch. 16 or under ch. 84.

10 **SECTION 1446.** 71.935 (2) of the statutes is amended to read:

11 71.935 (2) A municipality or county may certify to the department any debt
12 owed to it. Not later than 5 days after certification, the municipality or county shall
13 notify the debtor in writing of its certification of the debt to the department, of the
14 basis of the certification and of the debtor’s right to appeal and, in the case of parking
15 citations, of the debtor’s right to contest the citation. At the time of certification, the
16 municipality or county shall furnish to the department the name and social security
17 number or operator’s license number of each individual debtor and the name and
18 federal employer identification number of each other debtor.

19 **SECTION 1447.** 71.935 (3) of the statutes is renumbered 71.935 (3) (a) and
20 amended to read:

21 71.935 (3) (a) If the debt remains uncollected and, in the case of a parking
22 citation, if the debtor has not contested the citation within 20 days after the notice
23 under sub. (2), the department shall set off the debt against any refund that is owed
24 to the debtor after the setoff under s. 71.93. Any legal action contesting a setoff shall
25 be brought against the municipality or county that certified the debt under sub. (2).

ENGROSSED ASSEMBLY BILL 100**SECTION 1448**

1 **SECTION 1448.** 71.935 (3) (b) of the statutes is created to read:

2 71.935 **(3)** (b) The department shall provide the information obtained under
3 sub. (2) to the department of administration. Before reducing any disbursement as
4 provided under this paragraph, the department of administration shall contact the
5 department to verify whether a certified debt that is the basis of the reduction has
6 been collected by other means and, in the case of a parking citation, whether the
7 debtor has contested the citation within 20 days after the notice under sub. (2). If
8 the certified debt remains uncollected and, in the case of a parking citation, the
9 citation has not been contested within 20 days after the notice under sub. (2), the
10 department of administration shall, after any reduction under s. 71.93, reduce the
11 disbursement by the amount of the debtor's certified debt under sub. (2), notify the
12 department of such reduction and disbursement, and remit the amount of the
13 reduction to the department in the manner prescribed by the department. If more
14 than one debt certified under sub. (2) exists for any debtor, the disbursement shall
15 be reduced first by the earliest debt certified. Any legal action contesting a reduction
16 under this paragraph shall be brought against the municipality or county that
17 certified the debt under sub. (2).

18 **SECTION 1449.** 71.935 (4) of the statutes is amended to read:

19 71.935 **(4)** Within 30 days after the end of each calendar quarter, the
20 department shall settle with each municipality and county for the amounts ~~that the~~
21 ~~department setoff~~ set off or reduced against certified debts for the municipality or
22 county during that calendar quarter.

23 **SECTION 1450.** 71.935 (5) of the statutes is amended to read:

24 71.935 **(5)** At the time of each settlement, each municipality and county shall
25 be charged for administration expenses, and the amounts charged shall be credited

ENGROSSED ASSEMBLY BILL 100**SECTION 1450**

1 to the appropriation account under s. 20.566 (1) (h). Annually on or before November
2 1, the department shall review its costs incurred during the previous fiscal year in
3 administering setoffs and reductions under this section and shall adjust its
4 subsequent charges to each municipality and county to reflect that experience.

5 **SECTION 1450g.** Subchapter XVI of chapter 71 [precedes 71.98] of the statutes
6 is created to read:

7 **CHAPTER 71**

8 **SUBCHAPTER XVI**

9 **INTERNAL REVENUE CODE UPDATE**

10 **71.98 Internal Revenue Code update.** The following federal laws, to the
11 extent that they apply to the Internal Revenue Code, apply to this chapter:

12 **(1) HEALTH SAVINGS ACCOUNTS.** Section 1201 of P.L. 108–173, relating to health
13 savings accounts.

14 **SECTION 1456c.** 73.03 (62) of the statutes is created to read:

15 **73.03 (62)** To prepare and maintain a list of all persons who owe delinquent
16 taxes, including interest, penalties, fees, and costs, to the department, in excess of
17 \$25,000, which are unpaid for more than 90 days after all appeal rights have expired,
18 and to post the names of persons from this list on the Internet at a site that is created
19 and maintained by the department for this purpose. The Internet site shall list the
20 name, address, type of tax due, and amount of tax due, including interest, penalties,
21 fees, and costs for each person who has one of the delinquent taxpayer accounts, and
22 the Internet site shall also contain a special page for the persons who have the 100
23 largest delinquent taxpayer accounts. Except as otherwise provided in this
24 subsection, the department shall update the Internet site on a quarterly basis. The
25 department may not post on the Internet the name of any person who has reached

ENGROSSED ASSEMBLY BILL 100**SECTION 1456c**

1 an agreement or compromise with the department, or the department of justice,
2 under s. 71.92 and is in compliance with that agreement, regarding the payment of
3 delinquent taxes, or the name of any person who is protected by a stay that is in effect
4 under the Federal Bankruptcy Code; the Internet posting shall be updated each
5 business day, as defined in s. 562.01 (3m), to comply with these prohibitions.

6 **SECTION 1459.** 73.0301 (1) (d) 3. of the statutes is amended to read:

7 73.0301 (1) (d) 3. A license, certificate of approval, provisional license,
8 conditional license, certification, certification card, registration, permit, training
9 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
10 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3) or (3m), 146.50 (5) (a) or (b), (6g) (a), (7) or
11 (8) (a) or (f), ~~250.05 (5)~~, 252.23 (2), 252.24 (2), 254.176, 254.20 (3), 255.08 (2) (a) or
12 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

13 **SECTION 1460.** 73.0301 (2) (b) 1. a. of the statutes is amended to read:

14 73.0301 (2) (b) 1. a. If, after a request is made under par. (a) 1. or 2., the
15 department of revenue certifies that the license holder or applicant for a license or
16 license renewal or continuation is liable for delinquent taxes, revoke the license or
17 deny the application for the license or license renewal or continuation. The
18 department of transportation may suspend licenses described in sub. (1) (d) 7. in lieu
19 of revoking those licenses. A suspension, revocation or denial under this subd. 1. a.
20 is not subject to administrative review or, except as provided in subd. 2. and sub. (5)
21 (am), judicial review. With respect to a license granted by a credentialing board, the
22 department of regulation and licensing shall make a revocation or denial under this
23 subd. 1. a. With respect to a license to practice law, the department of revenue shall
24 not submit a certification under this subd. 1. a. to the supreme court until after the

ENGROSSED ASSEMBLY BILL 100**SECTION 1460**

1 license holder or applicant has exhausted his or her remedies under sub. (5) (a) and
2 (am) or has failed to make use of such remedies.

3 **SECTION 1461.** 73.0301 (2) (b) 1. b. of the statutes is amended to read:

4 73.0301 (2) (b) 1. b. Mail a notice of suspension, revocation or denial under
5 subd. 1. a. to the license holder or applicant. The notice shall include a statement
6 of the facts that warrant the suspension, revocation or denial and a statement that
7 the license holder or applicant may, within 30 days after the date on which the notice
8 of denial, suspension or revocation is mailed, file a written request with the
9 department of revenue to have the certification of tax delinquency on which the
10 suspension, revocation or denial is based reviewed at a hearing under sub. (5) (a).
11 With respect to a license granted by a credentialing board, the department of
12 regulation and licensing shall mail a notice under this subd. 1. b. With respect to a
13 license to practice law, the department of revenue shall mail a notice under this subd.
14 1. b. and the notice shall indicate that the license holder or applicant may request
15 a hearing under sub. (5) (a) and (am) and that the department of revenue shall
16 submit a certificate of delinquency to suspend, revoke, or deny a license to practice
17 law to the supreme court after the license holder or applicant has exhausted his or
18 her remedies under sub. (5) (a) and (am) or has failed to make use of such remedies.
19 A notice sent to a person who holds a license to practice law or who is an applicant
20 for a license to practice law shall also indicate that the department of revenue may
21 not submit a certificate of delinquency to the supreme court if the license holder or
22 applicant pays the delinquent tax in full or enters into an agreement with the
23 department of revenue to satisfy the delinquency.

24 **SECTION 1462.** 73.0301 (2) (b) 2. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1462**

1 73.0301 (2) (b) 2. If Except as provided in subd. 2m., if notified by the
2 department of revenue that the department of revenue has affirmed a certification
3 of tax delinquency after a hearing under sub. (5) (a), affirm a suspension, revocation
4 or denial under subd. 1. a. A license holder or applicant may seek judicial review
5 under ss. 227.52 to 227.60, except that the review shall be in the circuit court for Dane
6 County, of an affirmation of a revocation or denial under this subdivision. With
7 respect to a license granted by a credentialing board, the department of regulation
8 and licensing shall make an affirmation under this subdivision.

9 **SECTION 1463.** 73.0301 (2) (b) 2m. of the statutes is created to read:

10 73.0301 (2) (b) 2m. With respect to a license to practice law, if notified by the
11 department of revenue that the department of revenue has affirmed a certification
12 of tax delinquency after any requested review under sub. (5) (a) and (am), decide
13 whether to suspend, revoke, or deny a license to practice law.

14 **SECTION 1464.** 73.0301 (2) (c) 2. of the statutes is amended to read:

15 73.0301 (2) (c) 2. A licensing department may not disclose any information
16 received under subd. 1. a. or b. to any person except to the department of revenue for
17 the sole purpose of requesting certifications under par. (b) 2. in accordance with the
18 memorandum of understanding under sub. (4) and administering state taxes or to
19 the department of workforce development for the purpose of administering s. 49.22.

20 **SECTION 1465.** 73.0301 (5) (a) of the statutes is amended to read:

21 73.0301 (5) (a) The department of revenue shall conduct a hearing requested
22 by a license holder or applicant for a license or license renewal or continuation under
23 sub. (2) (b) 1. b. or by an applicant for certification or recertification or a certificate
24 holder under s. 73.03 (50) or 73.09 (7m) (b) to review a certification or determination
25 of tax delinquency that is the basis of a denial or revocation of a license in accordance

ENGROSSED ASSEMBLY BILL 100**SECTION 1465**

1 with this section or of a certificate, certification or recertification under s. 73.03 (50)
2 or 73.09 (7m). A hearing under this paragraph is limited to questions of mistaken
3 identity of the license or certificate holder or applicant and of prior payment of the
4 delinquent taxes for which the department of revenue certified or determined the
5 license or certificate holder or applicant is liable. At a hearing under this paragraph,
6 any statement filed by the department of revenue, the licensing department or the
7 supreme court, if the supreme court agrees, may be admitted into evidence and is
8 prima facie evidence of the facts that it contains. Notwithstanding ch. 227, a person
9 entitled to a hearing under this paragraph is not entitled to any other notice, hearing
10 or review, except as provided in par. (am) and sub. (2) (b) 2.

11 **SECTION 1466.** 73.0301 (5) (am) of the statutes is created to read:

12 73.0301 (5) (am) If a person who holds a license to practice law or who is an
13 applicant for a license to practice law receives a hearing under par. (a) to review a
14 certification or determination of tax delinquency that is the basis for a denial,
15 suspension, or revocation of a license to practice law and such certification or
16 determination is affirmed as a result of the hearing under par. (a), the person may
17 seek judicial review of the certification or determination of tax delinquency under ss.
18 227.52 to 227.60, except that the review shall be in the circuit court for Dane County.

19 **SECTION 1467.** 73.0301 (5) (b) (intro.) of the statutes is amended to read:

20 73.0301 (5) (b) (intro.) After a hearing conducted under par. (a) or, in the case
21 of a determination related to a license to practice law, after a hearing under par. (a)
22 or, if the hearing is appealed, after judicial review under par. (am), the department
23 of revenue shall do one of the following:

24 **SECTION 1468.** 73.12 (1) (b) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1468**

1 73.12 (1) (b) “Vendor” means a person providing goods or services to this state
2 under subch. IV or V of ch. 16 or under ch. 84 if the value of the contract for those
3 goods or services is at least \$500.

4 **SECTION 1470.** 76.16 of the statutes is amended to read:

5 **76.16 Separate valuation of repair facilities, docks, piers, wharves, ore**
6 **yards, elevators, car ferries and oil pipeline terminal facilities.** After the
7 property of a company is first valued as a whole, if any repair facilities, docks, ore
8 yards, piers, wharves, grain elevators or car ferries used in transferring freight or
9 passengers between cars and vessels or transfer of freight cars located on car ferries,
10 or if any oil pipeline terminal storage facilities, ~~docks, pipelines and pumping~~
11 ~~equipment used in transferring oil from pipelines to vessels~~ shall be included in such
12 valuation, then for the purpose of accounting to the proper taxation districts, the
13 department shall make a separate valuation of each such repair facility, dock, ore
14 yard, pier, wharf, grain elevator, including the approaches thereto, or car ferries and
15 of each such oil pipeline terminal storage facility, ~~dock, pipeline and pumping~~
16 ~~equipment~~. As used herein, an approach shall be an immediate access facility
17 commencing at the switching point which leads primarily to the terminal facility. For
18 the purpose of defining the oil pipeline terminal facilities affected by this section,
19 such facilities shall begin where the incoming pipeline enters the terminal storage
20 facility site used in the transfer of oil to vessels.

21 **SECTION 1471.** 76.24 (2) (a) of the statutes is amended to read:

22 76.24 (2) (a) All taxes paid by any railroad company derived from or
23 apportionable to repair facilities, docks, ore yards, piers, wharves, grain elevators,
24 and their approaches, or car ferries or ~~terminal storage facilities, docks, pipelines~~
25 ~~and pumping equipment used in transferring oil from pipelines to vessels on the~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1471**

1 basis of the separate valuation provided for in s. 76.16, shall be distributed annually
2 from the transportation fund to the towns, villages and cities in which they are
3 located, pursuant to certification made by the department of revenue on or before
4 August 15.

5 **SECTION 1472.** 76.24 (2) (am) of the statutes is created to read:

6 76.24 (2) (am) All taxes paid by any pipeline company derived from or
7 apportionable to oil pipeline terminal facilities on the basis of the separate valuation
8 under s. 76.16 shall be distributed annually from the appropriation under s. 20.855
9 (4) (bm) to the towns, villages, and cities in which the facilities are located, pursuant
10 to certification made by the department of revenue no later than November 1.

11 **SECTION 1473.** 76.24 (2) (bm) of the statutes is created to read:

12 76.24 (2) (bm) If the state is compelled to refund in whole or in part any of the
13 taxes which have been distributed to municipalities under par. (am), the
14 municipalities shall repay to the state, for deposit in the general fund, the amount
15 of such tax received by them, and the department of administration shall certify the
16 amounts to be repaid to the state to the county clerks of the counties in which the
17 municipalities are located for levy and collection from the municipalities as other
18 state taxes are levied and collected.

19 **SECTION 1473b.** 76.28 (3) (e) of the statutes is created to read:

20 76.28 (3) (e) Beginning with the fees due in calendar year 2008, a light, heat,
21 and power company may claim as a credit against the fees imposed under sub. (2) and
22 s. 76.29 (2) an amount equal to the amount of property taxes imposed under ch. 70
23 on general structures and substations that the light, heat, and power company paid
24 in the then current calendar year. If a credit computed under this paragraph is not
25 entirely offset against the license fees otherwise due for the then current calendar

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1 year, the unused balance may be carried forward and credited against license fees
2 otherwise due for the following 15 calender years to the extent not offset by the
3 license fees otherwise due in all intervening years between the year in which the
4 property taxes were paid and the year in which the carry-forward credit is claimed.

5 **SECTION 1473d.** 76.28 (9) of the statutes is amended to read:

6 76.28 (9) PROPERTY SUBJECT TO LOCAL TAX. ~~The~~ Except as provided in s. 70.112
7 (4) (am) the license fees imposed by this section upon the gross revenues of light, heat
8 and power companies as defined in sub. (1) (e) shall be in lieu of all other taxes on
9 all property used and useful in the operation of the business of such companies in this
10 state, except that the same shall be subject to special assessments for local
11 improvements. If a general structure is used and useful in part in the operation of
12 the business of those companies in this state and in part for nonoperating purposes,
13 the license fees imposed by this section are in place of the percentage of all other taxes
14 on the property that fairly measures and represents the extent of the use and
15 usefulness in the operation of the business of those companies in this state, and the
16 balance is subject to local assessment and taxation, except that the entire general
17 structure is subject to special assessments for local improvements. Property under
18 s. 76.025 (2) shall not be taxed under this section, but shall be subject to local
19 assessment and taxation.

20 **SECTION 1473e.** 76.29 (2) of the statutes is amended to read:

21 76.29 (2) IMPOSITION. ~~There~~ Subject to the credits under ss. 76.28 (3) (e) and
22 76.48 (3d), there is imposed on every light, heat, and power company and electric
23 cooperative that owns an electric utility plant, an annual license fee to be assessed
24 by the department on or before May 1, 2005, and every May 1 thereafter, ending with
25 the assessment on May 1, 2010, measured by the gross revenues of the preceding tax

ENGROSSED ASSEMBLY BILL 100**SECTION 1473e**

1 period in an amount equal to the apportionment factor multiplied by gross revenues
2 multiplied by 1.59%. The fee shall become delinquent if not paid when due and when
3 delinquent shall be subject to interest at the rate of 1.5% per month until paid. Gross
4 revenues earned by a light, heat, and power company after December 31, 2009, are
5 subject to the license fee imposed under s. 76.28 (2). Gross revenues earned by an
6 electric cooperative after December 31, 2009, are subject to the license fee imposed
7 under s. 76.48 (1r).

8 **SECTION 1474c.** 76.30 (2) (i) of the statutes is created to read:

9 76.30 (2) (i) The secretary of revenue and employees of that department for the
10 purposes of preparing and maintaining the list of persons with unpaid tax
11 obligations as described in s. 73.03 (62) so that the list of such persons is available
12 for public inspection.

13 **SECTION 1474m.** 76.39 (1) (am) of the statutes is created to read:

14 76.39 (1) (am) “Average net rate of taxation” means the average net rate of
15 taxation determined under s. 76.126 as of June of the year prior to the assessment.

16 **SECTION 1474n.** 76.39 (2) of the statutes is amended to read:

17 76.39 (2) There is levied annually a gross earnings tax in lieu of all property
18 taxes on the car line equipment of a car line company equal to ~~3%~~ of the gross
19 earnings in this state multiplied by the average net rate of taxation. Every railroad
20 company operating in this state shall, upon making payment to each car line
21 company for use of its cars, withhold ~~3%~~ of the amount ~~constituting the gross~~
22 ~~earnings in this state of such~~ of the tax imposed under this subsection on the car line
23 company.

24 **SECTION 1474p.** 76.48 (3d) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1474p**

1 76.48 (3d) (a) Beginning with the fees due in calendar year 2008, an electric
2 cooperative may claim as a credit against the fees imposed under sub. (1r) and s.
3 76.29 (2) an amount equal to the amount of any payments in lieu of property taxes
4 that the electric cooperative paid in the then current calendar year, not to exceed the
5 amount of property taxes that the cooperative would have paid in that year had the
6 cooperative's property been subject to taxation under ch. 70. If a credit computed
7 under this paragraph is not entirely offset against the license fees otherwise due for
8 the then current calendar year, the unused balance may be carried forward and
9 credited against license fees otherwise due for the following 15 calendar years to the
10 extent not offset by the license fees otherwise due in all intervening years between
11 the year in which the payments were paid and the year in which the carry-forward
12 credit is claimed.

13 (b) Beginning with distributions in 2008, a general structure owned or leased
14 by an electric cooperative for which a payment in lieu of property taxes is made in
15 the year of the distribution shall not be included in the calculation of payments under
16 s. 79.04 (1) and (2). Beginning with distributions in 2009, a substation of an electric
17 cooperative, other than a transmission substation, for which a payment in lieu of
18 property taxes is made in the year of the distribution shall not be included in the
19 calculation of payments under s. 79.04 (1) and (2).

20 **SECTION 1474q.** 76.655 of the statutes is created to read:

21 **76.655 Health insurance risk-sharing plan assessments credit. (1)**

22 DEFINITIONS. In this section, "claimant" means an insurer, as defined in s. 149.10 (5),
23 who files a claim under this section.

24 **(2) FILING CLAIMS.** Subject to the limitations provided under this section, for
25 taxable years beginning after December 31, 2005, a claimant may claim as a credit

ENGROSSED ASSEMBLY BILL 100**SECTION 1474q**

1 against the fees imposed under ss. 76.60, 76.63, 76.65, 76.66 or 76.67 an amount that
2 is equal to a percentage of the amount of assessment under s. 149.13 that the
3 claimant paid in the taxable year, as determined under sub. (3).

4 **(3) LIMITATIONS.** The department of revenue, in consultation with the office of
5 the commissioner of insurance, shall determine the percentage under sub. (2) for
6 each claimant for each taxable year so that the cost of the credit under this section
7 and ss. 71.07 (5g), 71.28 (5g), and 71.47 (5g) is as close as practicable to \$2,000,000
8 in the 2006–07 fiscal year and \$5,000,000 in each fiscal year thereafter.

9 **(4) CARRY-FORWARD.** If the credit under sub. (2) is not entirely offset against the
10 fees imposed under ss. 76.60, 76.63, 76.65, 76.66, or 76.67 that are otherwise due, the
11 unused balance may be carried forward and credited against those fees in the
12 following 15 years to the extent that it is not offset by those fees otherwise due in all
13 the years between the year in which the assessment was paid and the year in which
14 the carry-forward credit is claimed.

15 **SECTION 1474s.** 76.67 (2) of the statutes is amended to read:

16 76.67 **(2)** If any domestic insurer is licensed to transact insurance business in
17 another state, this state may not require similar insurers domiciled in that other
18 state to pay taxes greater in the aggregate than the aggregate amount of taxes that
19 a domestic insurer is required to pay to that other state for the same year less the
20 ~~credit~~ credits under ~~s. ss. 76.635 and 76.655~~, except that the amount imposed shall
21 not be less than the total of the amounts due under ss. 76.65 (2) and 601.93 and, if
22 the insurer is subject to s. 76.60, 0.375% of its gross premiums, as calculated under
23 s. 76.62, less offsets allowed under s. 646.51 (7) or under ~~s. ss. 76.635 and 76.655~~
24 against that total, and except that the amount imposed shall not be less than the
25 amount due under s. 601.93.

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1 obtained without payment of a direct or indirect admission fee; conducted by the
2 organization if the organization is not engaged in a trade or business and is not
3 required to have a seller's permit. For purposes of this subsection, an organization
4 is engaged in a trade or business and is required to have a seller's permit if its sales
5 of tangible personal property and services, not including sales of tickets to events,
6 and its events occur on more than 20 days during the year, unless its receipts do not
7 exceed \$15,000 \$25,000 during the year. The exemption under this subsection does
8 not apply to gross receipts from the sale of bingo supplies to players or to the sale,
9 rental or use of regular bingo cards, extra regular cards and special bingo cards.

10 **SECTION 1599.** 77.54 (20) (c) 4. of the statutes is amended to read:

11 77.54 **(20)** (c) 4. Taxable sales do not include meals, food, food products, or
12 beverages sold by hospitals, sanatoriums, nursing homes, retirement homes,
13 community-based residential facilities, as defined in s. 50.01 (1g), or day care centers
14 registered licensed under ch. 48 and served at a hospital, sanatorium, nursing home,
15 retirement home, community-based residential facility, or day care center. In this
16 subdivision "retirement home" means a nonprofit residential facility where 3 or more
17 unrelated adults or their spouses have their principal residence and where support
18 services, including meals from a common kitchen, are available to residents. Taxable
19 sales do not include meals, food, food products, or beverages sold to the elderly or
20 handicapped by persons providing "mobile meals on wheels".

21 **SECTION 1631m.** 77.54 (47) of the statutes is renumbered 77.54 (47) (intro.) and
22 amended to read:

23 77.54 **(47)** (intro.) The gross receipts from the sale of and the storage, use, or
24 other consumption of live all of the following:

ENGROSSED ASSEMBLY BILL 100**SECTION 1631m**

1 (a) Live game birds, and clay pigeons, that are sold to bird hunting preserves
2 licensed under s. 169.19.

3 **SECTION 1631p.** 77.54 (47) (b) of the statutes is created to read:

4 77.54 (47) (b) Clay pigeons that are sold to a shooting facility, if any of the
5 following applies:

6 1. The shooting facility is required to pay the tax imposed under s. 77.52 on its
7 gross receipts from charges for shooting at the facility.

8 2. The shooting facility is a nonprofit organization that charges for shooting at
9 the facility, but is not required to pay the tax imposed under s. 77.52 on its gross
10 receipts from such charges because the charges are for occasional sales, as provided
11 under sub. (7m).

12 **SECTION 1632m.** 77.54 (49) of the statutes is created to read:

13 77.54 (49) The gross receipts from the sale of and the storage, use, or other
14 consumption of taxable services and tangible personal property that is physically
15 transferred to the purchaser as a necessary part of services that are subject to the
16 taxes imposed under s. 77.52 (2) (a) 7., 10., 11., and 20., if the seller and the purchaser
17 of such services and property are members of the same affiliated group under section
18 1504 of the Internal Revenue Code and are eligible to file a single consolidated return
19 for federal income tax purposes. For purposes of this subsection, if a seller purchases
20 a taxable service or tangible personal property, as described in the subsection, that
21 is subsequently sold to a member of the seller's affiliated group and the sale is exempt
22 under this subsection from the taxes imposed under this subchapter, the original
23 purchase of the taxable service or tangible personal property by the seller is not
24 considered a sale for resale or exempt under this subsection.

25 **SECTION 1632n.** 77.54 (50) of the statutes is created to read:

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1 77.54 **(50)** The gross receipts from the sale of taxable services provided by a
2 temporary help company, as defined in s. 108.02 (24m), if the client for whom the
3 services are provided controls the means of performing the services and is
4 responsible for the satisfactory completion of the services.

5 **SECTION 1657c.** 77.61 (5) (b) 12. of the statutes is created to read:

6 77.61 **(5)** (b) 12. The secretary of revenue and employees of that department
7 for the purposes of preparing and maintaining the list of persons with unpaid tax
8 obligations as described in s. 73.03 (62) so that the list of such persons is available
9 for public inspection.

10 **SECTION 1666m.** 77.705 of the statutes is amended to read:

11 **77.705 Adoption by resolution; baseball park district.** A local
12 professional baseball park district created under subch. III of ch. 229, by resolution
13 under s. 229.68 (15), may impose a sales tax and a use tax under this subchapter at
14 a rate of no more than 0.1% of the gross receipts or sales price. Those taxes may be
15 imposed only in their entirety. The resolution shall be effective on the first day of the
16 first month that begins at least 30 days after the adoption of the resolution. Any
17 moneys transferred from the appropriation account under s. 20.566 (1) (gd) to the
18 appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the
19 district's debt.

20 **SECTION 1667n.** 77.706 of the statutes is amended to read:

21 **77.706 Adoption by resolution; football stadium district.** A local
22 professional football stadium district created under subch. IV of ch. 229, by
23 resolution under s. 229.824 (15), may impose a sales tax and a use tax under this
24 subchapter at a rate of 0.5% of the gross receipts or sales price. Those taxes may be
25 imposed only in their entirety. The imposition of the taxes under this section shall

ENGROSSED ASSEMBLY BILL 100**SECTION 1667n**

1 be effective on the first day of the first month that begins at least 30 days after the
2 certification of the approval of the resolution by the electors in the district's
3 jurisdiction under s. 229.824 (15). Any moneys transferred from the appropriation
4 account under s. 20.566 (1) (ge) to the appropriation account under s. 20.835 (4) (ge)
5 shall be used exclusively to retire the district's debt.

6 **SECTION 1684b.** 77.81 (2m) of the statutes is created to read:

7 77.81 (2m) "Independent certified plan writer" means a plan writer certified
8 by the department but who is not acting under contract with the department under
9 s. 77.82 (3) (g).

10 **SECTION 1684c.** 77.82 (2) (i) of the statutes is amended to read:

11 77.82 (2) (i) If a proposed management plan is not submitted with the petition,
12 a request that the department prepare a management plan. The department may
13 decline to prepare the plan.

14 **SECTION 1684d.** 77.82 (2m) (a) of the statutes is repealed and recreated to read:

15 77.82 (2m) (a) 1. A petition under sub. (2), (4m), or (12) shall be accompanied
16 by a nonrefundable application recording fee of \$20 unless a different amount for the
17 recording fee is established by the department by rule at an amount equal to the
18 average expense to the department for recording an order issued under this
19 subchapter.

20 2. If a petition under sub. (2), (4m), or (12) is not accompanied by a proposed
21 management plan that meets the requirements under par. (c), the department shall
22 charge the plan preparation fee established under par. (am) if the department agrees
23 to complete the plan.

24 **SECTION 1684e.** 77.82 (2m) (am) of the statutes is created to read:

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1 77.82 **(2m)** (am) The department shall by rule establish on an annual basis a
2 nonrefundable fee that the department shall charge for a management plan
3 prepared by the department, including any plan prepared by a certified plan writer
4 contracted by the department under sub. (3) (g). The fee shall be based on the
5 comparable commercial market rate that is charged for preparation of such
6 management plans.

7 **SECTION 1684f.** 77.82 (2m) (b) of the statutes, as affected by 2003 Wisconsin
8 Act 228, is repealed.

9 **SECTION 1684g.** 77.82 (2m) (c) (intro.) of the statutes is amended to read:

10 77.82 **(2m)** (c) (intro.) A proposed management plan that ~~qualifies for the~~
11 ~~reduced fee under par. (b) is exempt from the plan preparation fee under par. (a) 2.~~
12 shall be one of the following:

13 **SECTION 1684j.** 77.82 (2m) (c) of the statutes, as affected by 2003 Wisconsin Act
14 228 and 2005 Wisconsin Act (this act), is repealed and recreated to read:

15 77.82 **(2m)** (c) A proposed management plan is exempt from the plan
16 preparation fee under par. (a) 2. if it is prepared by an independent certified plan
17 writer.

18 **SECTION 1684jm.** 77.82 (2m) (c) 4. of the statutes is created to read:

19 77.82 **(2m)** (c) 4. A proposed management plan prepared by an independent
20 certified plan writer.

21 **SECTION 1684k.** 77.82 (2m) (d) 1. of the statutes is renumbered 77.82 (2m) (d)
22 and amended to read:

23 77.82 **(2m)** (d) ~~All the fees collected under this subsection shall be deposited~~
24 ~~in the conservation fund.~~ All of the recording fees collected under par. (b) and \$20

ENGROSSED ASSEMBLY BILL 100**SECTION 1684k**

1 of each \$300 fee collected under par. (a) 1, shall be credited to the appropriation under
2 s. 20.370 (1) (cr), ~~except as provided under subd. 2.~~

3 **SECTION 1684m.** 77.82 (2m) (d) 2. of the statutes is repealed.

4 **SECTION 1684n.** 77.82 (2m) (dm) of the statutes is renumbered 77.82 (2m) (dm)
5 1. and amended to read:

6 77.82 (2m) (dm) 1. ~~The fees~~ Of each fee \$300 or the entire fee, whichever is less,
7 that is collected under ~~pars. par. (a) and or (e) that are~~ is not credited to the
8 appropriation under s. 20.370 (1) (cr) shall be credited to the appropriation under s.
9 20.370 (1) (cx).

10 **SECTION 1684p.** 77.82 (2m) (dm) 2. of the statutes is created to read:

11 77.82 (2m) (dm) 2. Any amount not credited to the appropriation under s.
12 20.370 (1) (cx), as calculated in subd. 1., shall be deposited into the conservation fund
13 for forestry purposes.

14 **SECTION 1684q.** 77.82 (2m) (e) of the statutes is amended to read:

15 77.82 (2m) (e) If a proposed management plan accompanying a petition filed
16 under sub. (2), (4m), or (12) is not approved by the department under its initial review
17 under sub. (3) (a), and if the department agrees to complete the management plan
18 under sub. (3) (a), the department shall collect from the petitioner a fee in an amount
19 equal to \$300 less the amount the petitioner paid under par. (b) the plan preparation
20 fee established under par. (am), if the petitioner has not previously paid the fee.

21 **SECTION 1684r.** 77.82 (3) (a) of the statutes is amended to read:

22 77.82 (3) (a) ~~The petitioner may submit a~~ A proposed management plan ~~for~~ may
23 cover the entire acreage of each parcel with subject to the petition. The department,
24 after considering the owner's forest management objectives as stated under sub. (2)
25 (e), shall review and either approve or disapprove the proposed management plan.

ENGROSSED ASSEMBLY BILL 100**SECTION 1684r**

1 If the department disapproves ~~a~~ the plan, it shall inform the petitioner of the
2 changes necessary to qualify the plan for approval upon subsequent review. At the
3 request of the petitioner, the department may agree to complete the proposed
4 management plan that has been prepared by an independent certified plan writer.
5 The department shall complete any proposed management plan prepared by the
6 department.

7 **SECTION 1684s.** 77.82 (3) (b) of the statutes is repealed.

8 **SECTION 1684t.** 77.82 (3) (c) (intro.) of the statutes, as affected by 2005
9 Wisconsin Act 228, is amended to read:

10 77.82 (3) (c) (intro.) To qualify for approval, a management plan shall be
11 prepared by ~~a~~ an independent certified plan writer ~~certified by the department or~~
12 prepared by the department itself and shall include all of the following:

13 **SECTION 1684u.** 77.82 (3) (g) of the statutes is amended to read:

14 77.82 (3) (g) The department shall certify plan writers and shall promulgate
15 rules specifying the qualifications that a person must satisfy to become a certified
16 plan writer. For management plans prepared by the department under this
17 subsection, the department may contract with plan writers certified by the
18 department to prepare and complete these plans.

19 **SECTION 1684v.** 77.82 (4m) (d) of the statutes is amended to read:

20 77.82 (4m) (d) An owner of land who has filed a conversion petition under this
21 subsection and ~~who has requested that~~ for whom the department prepare is
22 preparing or completing a management plan under ~~sub. (3) (b)~~ may withdraw the
23 request and ~~not~~ have it prepared by the department an independent certified plan
24 writer if the owner determines that the department is not preparing the
25 management plan in a timely manner.

ENGROSSED ASSEMBLY BILL 100**SECTION 1684w**

1 **SECTION 1684w.** 77.82 (7) (c) 3. of the statutes, as created by 2003 Wisconsin
2 Act 228, is amended to read:

3 77.82 (7) (c) 3. Except as provided in par. (d), if a petition is received on or before
4 May 15 of any year from a petitioner who owns less than 1,000 acres in this state,
5 who, before the deadline established by the department by rule, submitted a draft
6 management plan prepared by ~~a plan writer certified by the department~~ an
7 independent certified plan writer, and who submits a completed plan, as defined by
8 the department by rule, with the petition, the department shall investigate and shall
9 either approve the petition and issue the order under sub. (8) or deny the petition
10 before the following November 21.

11 **SECTION 1686f.** 77.92 (4) of the statutes is amended to read:

12 77.92 (4) “Net business income,” with respect to a partnership, means taxable
13 income as calculated under section 703 of the Internal Revenue Code; plus the items
14 of income and gain under section 702 of the Internal Revenue Code, including taxable
15 state and municipal bond interest and excluding nontaxable interest income or
16 dividend income from federal government obligations; minus the items of loss and
17 deduction under section 702 of the Internal Revenue Code, except items that are not
18 deductible under s. 71.21; plus guaranteed payments to partners under section 707
19 (c) of the Internal Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de),
20 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3s), (3n), (3t), ~~and (5b),~~ and (5g); and
21 plus or minus, as appropriate, transitional adjustments, depreciation differences,
22 and basis differences under s. 71.05 (13), (15), (16), (17), and (19); but excluding
23 income, gain, loss, and deductions from farming. “Net business income,” with respect
24 to a natural person, estate, or trust, means profit from a trade or business for federal

ENGROSSED ASSEMBLY BILL 100**SECTION 1686f**

1 income tax purposes and includes net income derived as an employee as defined in
2 section 3121 (d) (3) of the Internal Revenue Code.

3 **SECTION 1686m.** 77.94 (1) (a) of the statutes is amended to read:

4 77.94 (1) (a) On a corporation under s. 77.93 (1) and (4), an amount equal to
5 the amount calculated by multiplying gross tax liability for the taxable year of the
6 corporation by ~~3%~~ 2%, or in the case of a tax-option corporation an amount equal
7 to the amount calculated by multiplying net income under s. 71.34 by ~~0.2%~~ 0.133%,
8 up to a maximum of \$9,800, or \$25, whichever is greater.

9 **SECTION 1686n.** 77.94 (1) (b) of the statutes is amended to read:

10 77.94 (1) (b) On an entity under s. 77.93 (2), (3), or (5), except an entity that has
11 less than \$4,000,000 of gross receipts, an amount equal to the amount calculated by
12 multiplying net business income as allocated or apportioned to this state by means
13 of the methods under s. 71.04, for the taxable year of the entity by ~~0.2%~~ 0.133%, up
14 to a maximum of \$9,800, or \$25, whichever is greater.

15 **SECTION 1692a.** 77.994 (1) (a) of the statutes is renumbered 77.994 (1) (am).

16 **SECTION 1692b.** 77.994 (1) (ad) of the statutes is created to read:

17 77.994 (1) (ad) 5311 — Department stores.

18 **SECTION 1692c.** 77.994 (1) (em) of the statutes is created to read:

19 77.994 (1) (em) 5499 — Miscellaneous food stores.

20 **SECTION 1692d.** 77.994 (1) (fa) of the statutes is created to read:

21 77.994 (1) (fa) 5611 — Men's and boys' clothing and accessory stores.

22 **SECTION 1692e.** 77.994 (1) (fb) of the statutes is created to read:

23 77.994 (1) (fb) 5621 — Women's clothing stores.

24 **SECTION 1692f.** 77.994 (1) (fc) of the statutes is created to read:

25 77.994 (1) (fc) 5632 — Women's accessory and specialty stores.

ENGROSSED ASSEMBLY BILL 100**SECTION 1692g**

1 **SECTION 1692g.** 77.994 (1) (fd) of the statutes is created to read:

2 77.994 (1) (fd) 5641 — Children’s and infants’ wear stores.

3 **SECTION 1692h.** 77.994 (1) (fe) of the statutes is created to read:

4 77.994 (1) (fe) 5651 — Family clothing stores.

5 **SECTION 1692i.** 77.994 (1) (ff) of the statutes is created to read:

6 77.994 (1) (ff) 5661 — Shoe stores.

7 **SECTION 1692j.** 77.994 (1) (fg) of the statutes is created to read:

8 77.994 (1) (fg) 5699 — Miscellaneous apparel and accessory stores.

9 **SECTION 1692k.** 77.994 (1) (ka) of the statutes is created to read:

10 77.994 (1) (ka) 5942 — Bookstores.

11 **SECTION 1692L.** 77.994 (1) (kb) of the statutes is created to read:

12 77.994 (1) (kb) 5943 — Stationery stores.

13 **SECTION 1692m.** 77.994 (1) (kc) of the statutes is created to read:

14 77.994 (1) (kc) 5944 — Jewelry stores.

15 **SECTION 1692n.** 77.994 (1) (kd) of the statutes is created to read:

16 77.994 (1) (kd) 5945 — Hobby, toy, and game shops.

17 **SECTION 1692o.** 77.994 (1) (ma) of the statutes is created to read:

18 77.994 (1) (ma) 5948 — Luggage and leather goods stores.

19 **SECTION 1692p.** 77.994 (1) (mb) of the statutes is created to read:

20 77.994 (1) (mb) 5949 — Sewing, needlework, and piece goods stores.

21 **SECTION 1692q.** 77.994 (1) (mc) of the statutes is created to read:

22 77.994 (1) (mc) 5992 — Florists.

23 **SECTION 1692r.** 77.994 (1) (md) of the statutes is created to read:

24 77.994 (1) (md) 5993 — Tobacco stores and stands.

25 **SECTION 1692s.** 77.994 (1) (me) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100

1 77.994 (1) (me) 5994 — News dealers and newsstands.

2 **SECTION 1692t.** 77.994 (1) (mf) of the statutes is created to read:

3 77.994 (1) (mf) 5999 — Miscellaneous retail stores.

4 **SECTION 1692u.** 77.994 (1) (pa) of the statutes is created to read:

5 77.994 (1) (pa) 7922 — Theatrical producers (except motion picture) and
6 miscellaneous theatrical services.

7 **SECTION 1692v.** 77.994 (1) (pb) of the statutes is created to read:

8 77.994 (1) (pb) 7929 — Bands, orchestras, actors, and other entertainers and
9 entertainment groups.

10 **SECTION 1692w.** 77.994 (1) (qa) of the statutes is created to read:

11 77.994 (1) (qa) 7991 — Physical fitness facilities.

12 **SECTION 1692x.** 77.994 (1) (ta) of the statutes is created to read:

13 77.994 (1) (ta) 7997 — Membership sports and recreation clubs.

14 **SECTION 1692xm.** 77.9941 (3m) of the statutes is renumbered 77.9941 (3m) (a).

15 **SECTION 1692xn.** 77.9941 (3m) (b) of the statutes is created to read:

16 77.9941 (3m) (b) The department of revenue shall provide appropriate
17 guidance regarding the application of the tax imposed under this subchapter to all
18 persons who hold a sales tax permit issued by the department. Any retail outlet that
19 would have been classified as a tourism related retailer under s. 77.994 (1), but for
20 the fact that it is a retail outlet for a manufacturer or wholesaler, shall be considered
21 a tourism related retailer for purposes of s. 77.994 (1).

22 **SECTION 1694.** 77.995 (2) of the statutes is amended to read:

23 77.995 (2) There is imposed a fee at the rate of 3%, ~~or 5% for the rental of~~
24 ~~limousines,~~ of the gross receipts on the rental, but not for rental and not for rental
25 as a service or repair replacement vehicle of Type 1 automobiles, as defined in s.

ENGROSSED ASSEMBLY BILL 100**SECTION 1694**

1 340.01 (4) (a); of mobile homes, as defined in s. 340.01 (29); of motor homes, as defined
2 in s. 340.01 (33m); and of camping trailers, as defined in s. 340.01 (6m) by
3 establishments primarily engaged in short-term rental of vehicles without drivers,
4 for a period of 30 days or less, unless the sale is exempt from the sales tax under s.
5 77.54 (1), (4), (7) (a), (7m) or (9a). There is also imposed a fee at the rate of 5% of the
6 gross receipts on the rental of limousines.

7 **SECTION 1697m.** Subchapter XIII of chapter 77 [precedes 77.9971] of the
8 statutes is created to read:

CHAPTER 77**SUBCHAPTER XIII****REGIONAL TRANSIT****AUTHORITY FEE**

13 **77.9971 Imposition.** A regional transit authority under s. 59.58 (6) may
14 impose a fee at a rate not to exceed \$2 for each transaction in the region, as defined
15 in s. 59.58 (6) (a) 2., on the rental, but not for rental and not for rental as a service
16 or repair replacement vehicle, of Type 1 automobiles, as defined in s. 340.01 (4) (a),
17 by establishments primarily engaged in short-term rental of passenger cars without
18 drivers, for a period of 30 days or less, unless the sale is exempt from the sales tax
19 under s. 77.54 (1), (4), (7) (a), (7m), (9), or (9a). The fee imposed under this subchapter
20 shall be effective on the first day of the first month that begins at least 90 days after
21 the governing body of the regional transit authority approves the imposition of the
22 fee and notifies the department of revenue. The governing body shall notify the
23 department of a repeal of the fee imposed under this subchapter at least 60 days
24 before the effective date of the repeal.

ENGROSSED ASSEMBLY BILL 100**SECTION 1697m**

1 **77.9972 Administration. (1)** The department of revenue shall administer
2 the fee under this subchapter and may take any action, conduct any proceeding, and
3 impose interest and penalties.

4 **(2)** Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14) (a) to (f),
5 (j), and (k), 77.52 (4), (6), (13), (14), and (18), 77.58 (1) to (5) and (7), 77.59, 77.60, 77.61
6 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply to the taxes under subch.
7 III, apply to the fee under this subchapter. Sections 77.72 (1) and (2) (a) and 77.73,
8 as they apply to the taxes under subch. V, apply to the fee under this subchapter. The
9 renter shall collect the fee under this subchapter from the person to whom the
10 passenger car is rented.

11 **(3)** From the appropriation under s. 20.835 (4) (gh), the department of revenue
12 shall distribute 97.45% of the fees collected under this subchapter for each regional
13 transit authority to that authority and shall indicate to the authority the fees
14 reported by each fee payer in the authority's jurisdiction, no later than the end of the
15 month following the end of the calendar quarter in which the amounts were collected.
16 The fees distributed shall be increased or decreased to reflect subsequent refunds,
17 audit adjustments, and all other adjustments. Interest paid on refunds of the fee
18 under this subchapter shall be paid from the appropriation under s. 20.835 (4) (gh)
19 at the rate under s. 77.60 (1) (a). Any regional transit authority that receives a report
20 along with a payment under this subsection is subject to the duties of confidentiality
21 to which the department of revenue is subject under s. 77.61 (5).

22 **(4)** Persons who are subject to the fee under this subchapter shall register with
23 the department of revenue. Any person who is required to register; including any
24 person authorized to act on behalf of a corporation, partnership, or other person who
25 is required to register; who fails to do so is guilty of a misdemeanor.

ENGROSSED ASSEMBLY BILL 100**SECTION 1697m**

1 **(5)** A retailer who collects a fee under this subchapter shall identify the fee as
2 a separate item on a receipt the retailer provides to a rental customer.

3 **77.9973 Discontinuation.** Retailers and the department of revenue may not
4 collect fees under this subchapter for any regional transit authority after the
5 calendar quarter during which the regional transit authority ceases to exist, except
6 that the department may collect from retailers fees that accrued before that calendar
7 quarter and interest and penalties that relate to those fees. If fees are collected, the
8 authority may use the revenue for any lawful purpose.

9 **SECTION 1698.** 78.005 (14) of the statutes is amended to read:

10 **78.005 (14)** “Supplier” includes a person who imports, or acquires immediately
11 upon import, motor vehicle fuel by pipeline or marine vessel from a state, territory
12 or possession of the United States or from a foreign country into a terminal and who
13 is registered under 26 USC 4101 for tax-free transactions in gasoline. “Supplier”
14 also includes a person who produces in this state; or imports into a terminal or bulk
15 plant; or acquires immediately upon import by truck, railcar or barge into a terminal;
16 alcohol or alcohol derivative substances. “Supplier” also includes a person who
17 produces, manufactures or refines motor vehicle fuel in this state. “Supplier” also
18 includes a person who acquires motor vehicle fuel pursuant to an industry terminal
19 exchange agreement or by a 2-party exchange under section 4105 of the Internal
20 Revenue Code. “Supplier” does not include a retail dealer or wholesaler who merely
21 blends alcohol with gasoline before the sale or distribution of the product. “Supplier”
22 does not include a terminal operator who merely handles in a terminal motor vehicle
23 fuel consigned to the terminal operator.

24 **SECTION 1705b.** 79.04 (1) (intro.) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1705b**

1 79.04 (1) (intro.) Annually, except for production plants that begin operation
2 after December 31, 2003, or begin operation as a repowered production plant after
3 December 31, 2003, and except as provided in sub. (4m) and under s. 70.112 (4) (am).
4 the department of administration, upon certification by the department of revenue,
5 shall distribute to a municipality having within its boundaries a production plant,
6 general structure, or substation, used by a light, heat, or power company assessed
7 under s. 76.28 (2) or 76.29 (2), except property described in s. 66.0813 unless the
8 production plant or substation is owned or operated by a local governmental unit
9 located outside of the municipality, or by an electric cooperative assessed under ss.
10 76.07 and 76.48, respectively, or by a municipal electric company under s. 66.0825
11 the amount determined as follows:

12 **SECTION 1705c.** 79.04 (1) (b) 1. of the statutes is amended to read:

13 79.04 (1) (b) 1. Beginning with the distribution under this subsection in 1991,
14 and ending with the distribution under this subsection in 2006, the amount
15 determined under par. (a) to value property used by a light, heat or power company
16 in a municipality may not be less than the amount determined to value the property
17 for the distribution to the municipality under this subsection in 1990, subject to
18 subds. 2., 3. and 4.

19 **SECTION 1705d.** 79.04 (2) (a) of the statutes is amended to read:

20 79.04 (2) (a) Annually, except for production plants that begin operation after
21 December 31, 2003, or begin operation as a repowered production plant after
22 December 31, 2003, and except as provided in sub. (4m) and under s. 70.112 (4) (am).
23 the department of administration, upon certification by the department of revenue,
24 shall distribute from the shared revenue account or, for the distribution in 2003, from
25 the appropriation under s. 20.835 (1) (t) to any county having within its boundaries

ENGROSSED ASSEMBLY BILL 100**SECTION 1705d**

1 a production plant, general structure, or substation, used by a light, heat or power
2 company assessed under s. 76.28 (2) or 76.29 (2), except property described in s.
3 66.0813 unless the production plant or substation is owned or operated by a local
4 governmental unit that is located outside of the municipality in which the production
5 plant or substation is located, or by an electric cooperative assessed under ss. 76.07
6 and 76.48, respectively, or by a municipal electric company under s. 66.0825 an
7 amount determined by multiplying by 6 mills in the case of property in a town and
8 by 3 mills in the case of property in a city or village the first \$125,000,000 of the
9 amount shown in the account, plus leased property, of each public utility except
10 qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December
11 31 of the preceding year for “production plant, exclusive of land,” “general
12 structures,” and “substations,” in the case of light, heat and power companies,
13 electric cooperatives or municipal electric companies, for all property within the
14 municipality in accordance with the system of accounts established by the public
15 service commission or rural electrification administration, less depreciation thereon
16 as determined by the department of revenue and less the value of treatment plant
17 and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined
18 by the department of revenue plus an amount from the shared revenue account or,
19 for the distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined
20 by multiplying by 6 mills in the case of property in a town, and 3 mills in the case of
21 property in a city or village, of the total original cost of production plant, general
22 structures, and substations less depreciation, land and approved waste treatment
23 facilities of each qualified wholesale electric company, as defined in s. 76.28 (1) (gm),
24 as reported to the department of revenue of all property within the municipality. The
25 total of amounts, as depreciated, from the accounts of all public utilities for the same

ENGROSSED ASSEMBLY BILL 100**SECTION 1705d**

1 production plant is also limited to not more than \$125,000,000. The amount
2 distributable to a county under this subsection and sub. (6) in any year shall not
3 exceed \$100 times the population of the county.

4 **SECTION 1705e.** 79.04 (2) (am) 1. of the statutes is amended to read:

5 79.04 (2) (am) 1. Beginning with the distribution under this subsection in 1991,
6 and ending with the distribution under this subsection in 2006, the amount
7 determined under par. (a) to value property used by a light, heat or power company
8 in a county may not be less than the amount determined to value the property for the
9 distribution to the county under this subsection in 1990, subject to subs. 2. and 3.

10 **SECTION 1705f.** 79.04 (4m) of the statutes is created to read:

11 79.04 (4m) Beginning with distributions in 2007, for production plants
12 described under subs. (1) and (2), if in any year the payments to the municipality and
13 county in which the production plant is located would be greater under subs. (6) and
14 (7) (c) 1. based on the production plant's name-plate capacity than under sub. (1) or
15 (2) based on the depreciated net book value of the production plant, the municipality
16 and county shall receive payments under subs. (6) and (7) (c) 1., rather than under
17 sub. (1) or (2), beginning in that year and in each year thereafter.

18 **SECTION 1705g.** 79.04 (6) (a) of the statutes is amended to read:

19 79.04 (6) (a) Annually, beginning in 2005, for production plants that begin
20 operation after December 31, 2003, or begin operation as a repowered production
21 plant after December 31, 2003, except as provided in sub. (4m), the department of
22 administration, upon certification by the department of revenue, shall distribute
23 payments from the public utility account, as determined under par. (b), to each
24 municipality and county in which a production plant is located, if the production
25 plant has a name-plate capacity of at least one megawatt and is used by a light, heat,

ENGROSSED ASSEMBLY BILL 100**SECTION 1705g**

1 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described
2 in s. 66.0813, unless the production plant is owned or operated by a local
3 governmental unit located outside of the municipality; by a qualified wholesale
4 electric company, as defined in s. 76.28 (1) (gm); by a wholesale merchant plant, as
5 defined in s. 196.491 (1) (w); by an electric cooperative assessed under ss. 76.07 and
6 76.48, respectively; or by a municipal electric company under s. 66.0825.

7 **SECTION 1706.** 79.043 (4) of the statutes is amended to read:

8 79.043 (4) Except as provided under s. 79.02 (3) (e), beginning in 2004 the total
9 amount to be distributed each year to municipalities from the aid account is
10 ~~\$703,102,200~~ \$702,483,300.

11 **SECTION 1710.** 79.095 (4) of the statutes is amended to read:

12 79.095 (4) PAYMENT. The department shall calculate the payments due each
13 taxing jurisdiction under this section by multiplying the full value as of the January
14 1 of the preceding year of the property that is exempt under s. 70.11 (39) and (39m)
15 and that is located in the jurisdiction by the full-value gross tax rate of the
16 jurisdiction for the preceding year. The department shall certify the amount of the
17 payment due each taxing jurisdiction to the department of administration, which
18 shall make the payments on or before the first Monday in May except that, beginning
19 in 2007, the department of administration shall make the payments on or before the
20 4th Monday in July. For purposes of ch. 121, school districts shall treat the payments
21 made in July under this subsection as if they had been received in the previous school
22 year.

23 **SECTION 1717.** 79.14 of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1717**

1 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b) is
2 \$319,305,000 in 1994, 1995, and 1996 and is; \$469,305,000 beginning in 1997 and
3 ending in 2006; and \$519,305,000 in 2007 and in each year thereafter.

4 **SECTION 1718g.** 84.01 (30) (intro.) of the statutes is amended to read:

5 **84.01 (30) BUILD-OPERATE-LEASE OR TRANSFER AGREEMENTS.** (intro.) The
6 department may enter into build-operate-lease or transfer agreements with private
7 entities for the construction of transportation projects, including any projects to be
8 financed under s. 84.59 for transportation administrative facilities under s. 84.01
9 (28) and, for projects that are not purchased by the state upon their completion, for
10 the maintenance and operation of such projects. A project under this subsection may
11 be constructed on state-owned land. An agreement under this subsection may not
12 be entered into unless the department determines that the agreement advances the
13 public interest, and the private entity has prior experience in design, construction,
14 site development and environmental impact analysis and, for a project that is not
15 expected to be purchased by the state upon its completion, has the capability of
16 maintaining and operating the facility upon completion of the project. The following
17 provisions shall be contained in any build-operate-lease or transfer agreement
18 under this subsection, except that they shall be included in an agreement for a sale
19 of property under par. (g) 3. only if they are relevant to that sale:

20 **SECTION 1718i.** 84.01 (30) (g) 3. of the statutes is created to read:

21 **84.01 (30) (g) 3.** Notwithstanding any other statute, the department may sell,
22 at fair market value, the real estate upon which a park-and-ride facility is or may
23 be located, if the department determines that the sale is in the best interests of the
24 public and the department determines that the real estate will be used in a manner
25 consistent with the state's transportation interests.

ENGROSSED ASSEMBLY BILL 100**SECTION 1718m**

1 **SECTION 1718m.** 84.013 (2) (b) of the statutes is amended to read:

2 84.013 (2) (b) Except as provided in ss. 84.014, 84.03 (3), and 84.555, and
3 subject to s. 86.255, reconditioning, reconstruction and resurfacing of highways shall
4 be funded from the appropriations under s. ss. 20.395 (3) (cq) to (cx) and 20.866 (2)
5 (uur).

6 **SECTION 1719.** 84.014 (2) of the statutes is amended to read:

7 84.014 (2) Subject to ss. 84.555 and 86.255, any southeast Wisconsin freeway
8 rehabilitation projects, including the Marquette interchange reconstruction project
9 and projects that involve adding one or more lanes 5 miles or more in length to the
10 existing freeway, may be funded only from the appropriations under ss. 20.395 (3)
11 (cr), (ct), (cw), and (cy) and 20.866 (2) (uum) and (uup).

12 **SECTION 1719g.** 84.014 (4) of the statutes is renumbered 84.014 (4) (a).

13 **SECTION 1719h.** 84.014 (4) (b) of the statutes is created to read:

14 84.014 (4) (b) In each fiscal year in which the department expends or
15 encumbers funds for the Marquette interchange reconstruction project, the
16 department shall, to the maximum extent possible, expend or encumber funds
17 allocated under s. 20.395 (3) (cr) and (cy) for the project for that fiscal year before
18 bonds under s. 20.866 (2) (uup) may be issued for the project in that fiscal year.

19 **SECTION 1719i.** 84.014 (4) (c) of the statutes is created to read:

20 84.014 (4) (c) Notwithstanding s. 16.42 (1), in submitting information under
21 s. 16.42 for purposes of the 2009–11 biennial budget act and, to the extent the
22 department maintains expenditure authorization under s. 20.395 (3) (cr), each
23 biennial budget act thereafter, if the department determines that the amount of
24 funds shown in the schedule, as defined in s. 84.03 (2) (a) 2., for the appropriation
25 under s. 20.395 (6) (au) in the 2nd year of the current fiscal biennium exceeds the

ENGROSSED ASSEMBLY BILL 100**SECTION 1719i**

1 amount of funds needed for debt service payments under s. 20.395 (6) (au) in the first
2 year of the fiscal biennium for which information is submitted, the department shall
3 add the difference in these amounts to the amount of funds shown in the schedule,
4 as defined in s. 84.03 (2) (a) 2., for the appropriation under s. 20.395 (3) (cr) in the
5 2nd year of the current fiscal biennium for the purpose of establishing its base level
6 funding for the appropriation under s. 20.395 (3) (cr) in submitting its biennial
7 budget request. In determining the amount of funds needed for debt service
8 payments under s. 20.395 (6) (au) in the first year of the fiscal biennium for which
9 information is submitted, the department shall assume that no additional bonds will
10 be issued under s. 20.866 (2) (uup) during the fiscal biennium for which information
11 is submitted.

12 **SECTION 1719L.** 84.03 (3) (a) of the statutes is amended to read:

13 84.03 (3) (a) Subject to par. (b), the department shall, from the appropriations
14 under s. 20.395 (3) (cr) and (cy), award a grant of \$5,000,000 from the amounts
15 allocated for the Marquette interchange reconstruction project under 2001
16 Wisconsin Act 16, section 9152 (5w), ~~shall award a grant of \$2,500,000 under s. 86.31~~
17 ~~(3s)~~, and shall award grants totaling \$2,500,000 from the appropriation under s.
18 20.395 (3) (ck), to the city of Milwaukee for reconstruction of West Canal Street and
19 extension of West Canal Street to USH 41 at Miller Park in the city of Milwaukee to
20 serve as a transportation corridor for the purpose of mitigating traffic associated
21 with the reconstruction of the Marquette interchange.

22 **SECTION 1719r.** 84.03 (3) (b) of the statutes is amended to read:

23 84.03 (3) (b) No grant may be awarded under par. (a) ~~or s. 86.31 (3s)~~ unless the
24 city of Milwaukee contributes \$10,000,000 toward the West Canal Street
25 reconstruction and extension project.

ENGROSSED ASSEMBLY BILL 100**SECTION 1723**

1 **SECTION 1723.** 84.09 (9) of the statutes is created to read:

2 84.09 **(9)** Subsections (5), (5m), and (6) do not apply to state surplus property
3 that is sold under s. 16.848.

4 **SECTION 1723m.** 84.115 of the statutes is created to read:

5 **84.115 Bridge in Door County. (1)** Notwithstanding ss. 84.11 and 84.14, and
6 subject to sub. (3) (b), the department shall construct a bridge in the city of Sturgeon
7 Bay in Door County that connects upper Door County and lower Door County.
8 Construction of the bridge shall commence not later than one year after the effective
9 date of this subsection [revisor inserts date] and prior to reconstruction of the
10 Michigan Street Bridge in the city of Sturgeon Bay in Door County.

11 **(2)** (a) In this subsection, “design–build procurement process” means a method
12 of contracting for a project under which the engineering, design, and construction
13 services are provided by a single private entity or consortium that is selected as part
14 of a single bidding process for the project.

15 (b) Notwithstanding ss. 84.01 (13), 84.06 (2), and 84.11 (5n), the department
16 may utilize a design–build procurement process for the project specified in sub. (1)
17 if all of the following conditions are met:

18 1. The contract is awarded through a competitive selection process that
19 utilizes, at a minimum, contractor qualifications, quality, completion time, and cost
20 as award criteria. To be eligible to participate in the selection process, a bidder must
21 have prior experience in design and construction and must be prequalified by the
22 department as a design consultant and as a contractor.

23 2. The contract is approved by the appropriate federal authority if, in the
24 judgment of the secretary, such approval is necessary for purposes relating to state
25 eligibility for federal aid.

ENGROSSED ASSEMBLY BILL 100**SECTION 1723m**

1 **(3)** (a) Notwithstanding s. 84.11 (5m), the bridge project specified in sub. (1)
2 shall be funded only from the appropriations under s. 20.395 (3) (cq), (cv), and (cx).

3 (b) Door County shall contribute \$1,500,000 to fund its share of the costs of the
4 bridge project specified in sub. (1). The city of Sturgeon Bay shall acquire lands
5 necessary for rights-of-way and other purposes, and construct or reconstruct as
6 necessary all highway approaches, associated with construction of the bridge
7 specified in sub. (1), but shall not otherwise be required to contribute to the costs of
8 the bridge project specified in sub. (1).

9 **SECTION 1725m.** 84.185 (8r) of the statutes is created to read:

10 **84.185 (8r)** ETHANOL PRODUCTION FACILITIES. The department may not make a
11 grant under this section after the effective date of this subsection [revisor inserts
12 date], for an improvement related to an economic development project that involves
13 the construction of an ethanol production facility, unless the department determines
14 a competitive bidding process is used for the construction of the ethanol production
15 facility.

16 **SECTION 1727.** 84.555 (1m) of the statutes is renumbered 84.555 (1m) (a) and
17 amended to read:

18 **84.555 (1m)** (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, and subject
19 to par. (b), the proceeds of general obligation bonds issued under s. 20.866 (2) (uum)
20 are allocated for expenditure obligations under s. 84.95 and s. 84.014 and the
21 proceeds of general obligation bonds issued under s. 20.866 (2) (uup) may be used to
22 fund expenditure obligations for the Marquette interchange reconstruction project
23 under s. 84.014.

24 **SECTION 1727g.** 84.555 (1m) (b) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1727g**

1 84.555 (1m) (b) No bonds may be issued under s. 20.866 (2) (uup) to fund the
2 Marquette interchange reconstruction project under s. 84.014 unless all of the
3 following conditions are satisfied:

4 1. Funds allocated under s. 20.395 (3) (cr) and (cy) for the Marquette
5 interchange reconstruction project for the fiscal year in which the bonds are to be
6 issued are not sufficient to meet estimated expenditure obligations for the project in
7 that fiscal year and the bond issuance results in an amount of bond proceeds in that
8 fiscal year that does not exceed the difference between the estimated expenditure
9 obligations for the project in that fiscal year and the amount of funds allocated under
10 s. 20.395 (3) (cr) and (cy) for the project for that fiscal year.

11 2. Bonds to be issued during the 2005–07 fiscal biennium bear a maturity date
12 not later than June 30 of the 2nd fiscal year following the fiscal year in which the
13 bonds are issued and bonds to be issued after the 2005–07 fiscal biennium bear a
14 maturity date not later than June 30 of the fiscal year immediately following the
15 fiscal year in which the bonds are issued.

16 **SECTION 1728.** 84.59 (6) of the statutes is amended to read:

17 84.59 (6) The building commission may contract revenue obligations when it
18 reasonably appears to the building commission that all obligations incurred under
19 this section can be fully paid from moneys received or anticipated and pledged to be
20 received on a timely basis. Except as provided in this subsection, the principal
21 amount of revenue obligations issued under this section may not exceed
22 ~~\$2,095,583,900~~ \$2,324,377,900, excluding any obligations that have been defeased
23 under a cash optimization program administered by the building commission, to be
24 used for transportation facilities under s. 84.01 (28) and major highway projects for
25 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal

ENGROSSED ASSEMBLY BILL 100**SECTION 1728**

1 amount, the building commission may contract revenue obligations under this
2 section as the building commission determines is desirable to refund outstanding
3 revenue obligations contracted under this section and to pay expenses associated
4 with revenue obligations contracted under this section.

5 **SECTION 1728m.** 84.95 of the statutes is amended to read:

6 **84.95 General obligation bonding for highway rehabilitation projects.**

7 Notwithstanding ss. 84.51, 84.53, and 84.59, ~~under s. 84.555~~ state highway
8 rehabilitation projects for the purposes specified in s. 20.395 (3) (cq) may, under s.
9 84.555, be funded with the proceeds of general obligation bonds issued under s.
10 20.866 (2) (uum) and such projects may be funded with the proceeds of general
11 obligation bonds issued under s. 20.866 (2) (uur).

12 **SECTION 1730m.** 85.022 (3) of the statutes is amended to read:

13 85.022 (3) A recipient of funding under this section shall make the results of
14 its study available to any interested city, village, town or county and shall comply
15 with the requirements of s. 59.58 (6) (dm), if applicable.

16 **SECTION 1732g.** 85.064 (1) (b) of the statutes is amended to read:

17 85.064 (1) (b) “Political subdivision” means any city, village, town, county,
18 transit commission organized under s. 59.58 (2) or 66.1021 or recognized under s.
19 66.0301, or regional ~~transportation~~ transit authority organized under s. 59.58 (6)
20 within this state.

21 **SECTION 1732r.** 85.064 (4) of the statutes is created to read:

22 85.064 (4) Any recipient of a grant under this section shall comply with the
23 requirements of s. 59.58 (6) (dm), if applicable.

24 **SECTION 1733.** 85.103 (6) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1733**

1 85.103 (6) The department may disclose the personal identifier of any person
2 who has made a designation under sub. (2) or (3) if the department discloses the
3 personal identifier under s. 341.17 (9), 342.06, 343.027, 343.14, 343.234, 343.235,
4 343.24 (3) and (4), or 343.245 (3m).

5 **SECTION 1734.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

6 85.20 (4m) (a) 6. cm. ~~For aid payable for calendar year 2002, from the~~
7 ~~appropriation under s. 20.395 (1) (ht), the department shall pay \$55,697,800 to the~~
8 ~~eligible applicant that pays the local contribution required under par. (b) 1. for an~~
9 ~~urban mass transit system that has annual operating expenses in excess of~~
10 ~~\$80,000,000. For aid payable for calendar year 2003 and for each calendar year~~
11 ~~thereafter years 2004 and 2005, from the appropriation under s. 20.395 (1) (ht), the~~
12 ~~department shall pay \$56,811,800 to the eligible applicant that pays the local~~
13 ~~contribution required under par. (b) 1. for an urban mass transit system that has~~
14 ~~annual operating expenses in excess of \$80,000,000. From the appropriation under~~
15 ~~s. 20.395 (1) (ht), the department shall pay \$57,948,000 for aid payable for calendar~~
16 ~~year 2006, and \$59,107,000 for aid payable for calendar year 2007 and thereafter, to~~
17 ~~the eligible applicant that pays the local contribution required under par. (b) 1. for~~
18 ~~an urban mass transit system that has annual operating expenses in excess of~~
19 ~~\$80,000,000. If the eligible applicant that receives aid under this subd. 6. cm. is~~
20 ~~served by more than one urban mass transit system, the eligible applicant may~~
21 ~~allocate the aid between the urban mass transit systems in any manner the eligible~~
22 ~~applicant considers desirable.~~

23 **SECTION 1735.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

24 85.20 (4m) (a) 6. d. ~~For aid payable for calendar year 2002, from the~~
25 ~~appropriation under s. 20.395 (1) (hu), the department shall pay \$14,869,500 to the~~

ENGROSSED ASSEMBLY BILL 100**SECTION 1735**

1 eligible applicant that pays the local contribution required under par. (b) 1. for an
2 urban mass transit system that has annual operating expenses in excess of
3 \$20,000,000 but less than \$80,000,000. For aid payable for calendar year 2003 and
4 for each calendar year thereafter years 2004 and 2005, from the appropriation under
5 s. 20.395 (1) (hu), the department shall pay \$15,166,900 to the eligible applicant that
6 pays the local contribution required under par. (b) 1. for an urban mass transit
7 system that has annual operating expenses in excess of \$20,000,000 but less than
8 \$80,000,000. From the appropriation under s. 20.395 (1) (hu), the department shall
9 pay \$15,470,200 for aid payable for calendar year 2006, and \$15,779,600 for aid
10 payable for calendar year 2007 and thereafter, to the eligible applicant that pays the
11 local contribution required under par. (b) 1. for an urban mass transit system that
12 has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.
13 If the eligible applicant that receives aid under this subd. 6. d. is served by more than
14 one urban mass transit system, the eligible applicant may allocate the aid between
15 the urban mass transit systems in any manner the eligible applicant considers
16 desirable.

17 **SECTION 1736.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

18 **85.20 (4m)** (a) 7. b. For the purpose of making allocations under subd. 7. a., the
19 amounts for aids are ~~\$20,596,400 in calendar year 2002, \$21,008,300 in calendar~~
20 ~~year 2003, and \$21,757,600 in calendar year 2004 and in each calendar year~~
21 ~~thereafter~~ years 2004 and 2005, \$22,192,800 in calendar year 2006, and \$22,636,700
22 in calendar year 2007 and thereafter. These amounts, to the extent practicable, shall
23 be used to determine the uniform percentage in the particular calendar year.

24 **SECTION 1737.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1737**

1 85.20 **(4m)** (a) 8. b. For the purpose of making allocations under subd. 8. a., the
2 amounts for aids are ~~\$5,563,100 in calendar year 2002, \$5,674,400 in calendar year~~
3 ~~2003, and \$4,925,100 in calendar year 2004 and in each calendar year thereafter~~
4 years 2004 and 2005, \$5,023,600 in calendar year 2006, and \$5,124,100 in calendar
5 year 2007 and thereafter. These amounts, to the extent practicable, shall be used to
6 determine the uniform percentage in the particular calendar year.

7 **SECTION 1739.** 86.30 (2) (a) 3. of the statutes is amended to read:

8 86.30 **(2)** (a) 3. For each mile of road or street under the jurisdiction of a
9 municipality as determined under s. 86.302, the mileage aid payment shall be \$1,755
10 ~~in calendar year 2002, and \$1,825 in calendar year 2003~~ years 2004 and 2005, \$1,862
11 in calendar year 2006, and \$1,899 in calendar year 2007 and thereafter.

12 **SECTION 1740.** 86.30 (9) (b) of the statutes is amended to read:

13 86.30 **(9)** (b) For the purpose of calculating and distributing aids under sub. (2),
14 the amounts for aids to counties are ~~\$86,581,300 in calendar year 2002, and~~
15 ~~\$90,044,600 in calendar year 2003~~ years 2004 and 2005, \$91,845,500 in calendar
16 year 2006, and \$93,682,400 in calendar year 2007 and thereafter. These amounts,
17 to the extent practicable, shall be used to determine the statewide county average
18 cost-sharing percentage in the particular calendar year.

19 **SECTION 1741.** 86.30 (9) (c) of the statutes is amended to read:

20 86.30 **(9)** (c) For the purpose of calculating and distributing aids under sub. (2),
21 the amounts for aids to municipalities are ~~\$272,395,300 in calendar year 2002, and~~
22 ~~\$283,291,100 in calendar year 2003~~ years 2004 and 2005, \$288,956,900 in calendar
23 year 2006, and \$294,736,000 in calendar year 2007 and thereafter. These amounts,
24 to the extent practicable, shall be used to determine the statewide municipal average
25 cost-sharing percentage in the particular calendar year.

ENGROSSED ASSEMBLY BILL 100**SECTION 1741b**

1 **SECTION 1741b.** 86.31 (1) (b) of the statutes is repealed and recreated to read:

2 86.31 (1) (b) “Improvement” means:

3 1. With respect to a project funded under sub. (3), a highway construction
4 project with a projected design life of at least 10 years or a feasibility study of a
5 highway construction project with a projected design life of at least 10 years.

6 2. With respect to a project funded under subs. (3g) to (3r), a single highway
7 construction project that may be let to contract in one or more components, with a
8 projected design life of at least 10 years and that meets the minimum cost thresholds
9 in subs. (3g) to (3r).

10 **SECTION 1741d.** 86.31 (2) (b) of the statutes is amended to read:

11 86.31 (2) (b) Except as provided in par. (d), improvements for highway
12 construction projects funded under ~~the program sub. (3)~~ shall be under contracts.
13 Such contracts shall be awarded on the basis of competitive bids and shall be
14 awarded to the lowest responsible bidder. If a city or village does not receive a
15 responsible bid for an improvement, the city or village may contract with a county
16 for the improvement. A town may contract with a county for the improvement
17 subject to the criteria and procedures promulgated as rules under sub. (6) (h).

18 **SECTION 1741e.** 86.31 (2) (br) of the statutes is created to read:

19 86.31 (2) (br) Improvements for highway construction projects funded under
20 subs. (3g) to (3r) shall in all cases be under contracts. Such contracts shall be
21 awarded on the basis of competitive bids and shall be awarded to the lowest
22 responsible bidder.

23 **SECTION 1741g.** 86.31 (2) (c) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1741g**

1 86.31 (2) (c) Improvements consisting of feasibility studies funded under the
2 program sub. (3) may be performed by political subdivisions or the department of
3 transportation, including the making and execution of all contracts.

4 **SECTION 1741h.** 86.31 (2) (d) (intro.) of the statutes is amended to read:

5 86.31 (2) (d) (intro.) County trunk highway improvements funded under the
6 program sub. (3), including the hauling and laying of asphaltic hot mix, may be
7 performed by county highway departments, subject to the following restrictions:

8 **SECTION 1741j.** 86.31 (3) (title) of the statutes is repealed and recreated to read:

9 86.31 (3) (title) ENTITLEMENT COMPONENT.

10 **SECTION 1741k.** 86.31 (3) (a) (intro.) of the statutes is amended to read:

11 86.31 (3) (a) (intro.) Funds provided under s. 20.395 (2) (fr) shall be distributed
12 under this subsection. For purposes of entitlement, the program shall consist of the
13 following components:

14 **SECTION 1741m.** 86.31 (3) (b) (intro.) of the statutes is amended to read:

15 86.31 (3) (b) (intro.) From the appropriation under s. 20.395 (2) (fr), after first
16 ~~deducting the funds allocated under subs. (3g), (3m) and (3r)~~, the department shall
17 allocate funds for entitlement as follows:

18 **SECTION 1741o.** 86.31 (3) (c) of the statutes is amended to read:

19 86.31 (3) (c) Entitlements for each component under this subsection will be
20 determined by a formula and calculated for each county, except that cities and
21 villages with a population of 20,000 or more shall receive a proportionate share of the
22 entitlement for city and village street improvements for the applicable county. No
23 county may receive less than 0.5% of the total funds allocated to counties for county
24 trunk highway improvements under par. (b) 1.

25 **SECTION 1741p.** 86.31 (3g) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1741p**

1 **86.31 (3g)** COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.
2 ~~From Subject to sub. (3u), from~~ the appropriation under s. 20.395 (2) ~~(fr)~~ (ft), the
3 department shall allocate ~~\$5,250,000~~ \$7,400,000 in each fiscal year, beginning in
4 fiscal year ~~2001–02~~ 2005–06, to fund county trunk highway improvements with
5 eligible costs totaling more than \$250,000. The funding of improvements under this
6 subsection is in addition to the allocation of funds for entitlements under sub. (3).
7 Notwithstanding requirements in this subsection, the department may distribute up
8 to 20 percent of the funds allocated to counties under this subsection for projects with
9 eligible costs between \$150,000 and \$250,000 to counties that have a total equalized
10 value, exclusive of the incremental value in tax incremental financing districts, in
11 the lowest 20 percent of the state’s counties.

12 **SECTION 1741q.** 86.31 (3m) of the statutes is amended to read:

13 **86.31 (3m)** TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS. ~~From Subject~~
14 ~~to sub. (3u), from~~ the appropriation under s. 20.395 (2) ~~(fr)~~ (ft), the department shall
15 allocate ~~\$750,000~~ \$2,175,000 in each fiscal year, beginning in fiscal year ~~2001–02~~
16 2005–06, to fund town road improvements with eligible costs totaling \$100,000 or
17 more. The funding of improvements under this subsection is in addition to the
18 allocation of funds for entitlements under sub. (3).

19 **SECTION 1741s.** 86.31 (3r) of the statutes is amended to read:

20 **86.31 (3r)** MUNICIPAL STREET IMPROVEMENTS — DISCRETIONARY GRANTS. ~~From~~
21 ~~Subject to sub. (3u), from~~ the appropriation under s. 20.395 (2) ~~(fr)~~ (ft), the
22 department shall allocate ~~\$1,000,000~~ \$2,425,000 in each fiscal year, beginning in
23 fiscal year ~~2001–02~~ 2005–06, to fund municipal street improvement projects having
24 total estimated costs of \$250,000 or more. The funding of improvements under this
25 subsection is in addition to the allocation of funds for entitlements under sub. (3).

ENGROSSED ASSEMBLY BILL 100**SECTION 1741u**

1 **SECTION 1741u.** 86.31 (3s) of the statutes is repealed.

2 **SECTION 1741v.** 86.31 (3u) of the statutes is created to read:

3 **86.31 (3u)** ADJUSTMENTS TO FUNDING ALLOCATIONS. If the sum of allocations
4 required under subs. (3g) to (3r) exceeds the amounts in the schedule under s. 20.395
5 (2) (ft), the department shall make proportionate adjustments to the allocations
6 under subs. (3g) to (3r) so that the total allocations under subs. (3g) to (3r) equal the
7 amounts in the schedule under s. 20.395 (2) (ft).

8 **SECTION 1741x.** 86.31 (4) of the statutes is amended to read:

9 **86.31 (4)** REIMBURSEMENT FOR IMPROVEMENTS. All costs of an improvement
10 funded under this section shall be the responsibility of the political subdivision. At
11 the completion of an improvement under sub. (3), the political subdivision may apply
12 to the department for reimbursement of not more than 50% of eligible costs in the
13 manner and form prescribed by the department. At the completion of an
14 improvement under subs. (3g) to (3r), the political subdivision may apply to the
15 department for reimbursement of not more than 55% of eligible costs in the manner
16 and form prescribed by the department.

17 **SECTION 1741y.** 86.31 (6) (h) (intro.) of the statutes is amended to read:

18 **86.31 (6)** (h) (intro.) Criteria and procedures for contracting with a county for
19 a town road improvement under sub. (3) that includes at least all of the following:

20 **SECTION 1742.** 92.10 (4) (a) of the statutes is repealed and recreated to read:

21 **92.10 (4)** (a) *Data.* The department shall develop a systematic method of
22 collecting and organizing data related to soil erosion. The department shall
23 cooperate with the department of administration under s. 16.967 in developing this
24 methodology or any related activities related to land information collection.

25 **SECTION 1743.** 93.06 (1qm) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1743**

1 **93.06 (1qm)** LOANS FOR RURAL DEVELOPMENT. Make loans, and charge interest
2 and origination fees and take security for those loans, as required to receive federal
3 funding for the development of rural business enterprises or for rural economic
4 development.

5 **SECTION 1751h.** 93.29 (3) of the statutes is created to read:

6 **93.29 (3)** The department may not make a grant under sub. (1) after June 30,
7 2014.

8 **SECTION 1751v.** 93.46 (2) (e) of the statutes is created to read:

9 **93.46 (2) (e)** The department may not award a total of more than \$380,000 in
10 a fiscal year for grants under this subsection and s. 93.47. The department may not
11 make a grant under this subsection or s. 93.47 that exceeds 75 percent of project
12 costs.

13 **SECTION 1752.** 93.46 (3) of the statutes is created to read:

14 **93.46 (3) (a)** The department may make grants for any of the following:

15 1. Research and development of technologies, including digesters and biodiesel
16 technology, for using agricultural products or agricultural waste as energy sources.

17 2. Encouraging the use of agricultural products or agricultural waste,
18 including forestry waste, as energy sources.

19 3. Reducing the generation of agricultural wastes, including forestry wastes,
20 or increasing the beneficial use of agricultural wastes, including forestry wastes.

21 4. Encouraging the development of biochemicals from agricultural products.

22 **(b)** The department may provide the recipient of a grant under this subsection
23 with not more than \$300,000, of which not more than \$150,000 may be for planning
24 and not more than \$150,000 may be for implementation. The department may not
25 make a grant under this subsection that exceeds 50 percent of project costs.

ENGROSSED ASSEMBLY BILL 100**SECTION 1752c**

1 **SECTION 1752c.** 93.46 (4) of the statutes is created to read:

2 93.46 (4) The department may not make a grant under this section for an
3 ethanol production facility on which construction begins after the effective date of
4 this subsection [revisor inserts date], unless a competitive bidding process is used
5 for the construction of the ethanol production facility.

6 **SECTION 1752d.** 93.47 (2) of the statutes is amended to read:

7 93.47 (2) The department may award grants from the appropriation accounts
8 under s. 20.115 (4) (c) and (r) and (8) (g) to individuals or organizations to fund
9 demonstration projects designed to encourage the use of sustainable agriculture.
10 The department shall promulgate rules to govern the sustainable agriculture grant
11 program under this section.

12 **SECTION 1752f.** 93.75 (1) (intro.) of the statutes is amended to read:

13 93.75 (1) ELIGIBILITY. (intro.) Beginning on July 1, 2001, the department shall
14 administer a program under which the department makes payments to a person who
15 produces ethanol ~~and who satisfies~~ if all of the following criteria are satisfied:

16 **SECTION 1752g.** 93.75 (1) (d) of the statutes is created to read:

17 93.75 (1) (d) If construction of the ethanol production facility begins after the
18 effective date of this paragraph [revisor inserts date], a competitive bidding
19 process is used for the construction of the ethanol production facility.

20 **SECTION 1752m.** 94.64 (4) (a) 5. of the statutes is amended to read:

21 94.64 (4) (a) 5. An agricultural chemical cleanup surcharge of ~~86~~ 63 cents per
22 ton on all fertilizer that the person sells or distributes in this state after June 30,
23 2005, unless the department establishes a lower surcharge under s. 94.73 (15).

24 **SECTION 1753.** 95.23 (1m) (b) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1753**

1 95.23 **(1m)** (b) The department shall indemnify the owner of an animal that
2 must be killed in order to conduct testing under par. (a), ~~if funds are available from~~
3 ~~the appropriation under s. 20.115 (2) (m) or (8) (ks) to pay the indemnity~~, in an
4 amount equal to two-thirds of the difference between the net salvage value and the
5 appraised value of the animal but not more than \$1,500 for one animal, except as
6 provided in s. 95.31 (3m). The department may pay an indemnity under this
7 paragraph from the appropriation account under s. 20.115 (2) (b) only if funds
8 received by the department under s. 20.115 (2) (m) and (8) (ks) for the payment of
9 indemnities are insufficient to pay the indemnity.

10 **SECTION 1754.** 95.31 (3) of the statutes is amended to read:

11 95.31 **(3)** In addition to the indemnities for specific animal diseases provided
12 under ss. 95.25, 95.26 and 95.27 or under special emergency programs and subject
13 to s. 95.36, the department shall pay indemnities on livestock condemned and
14 slaughtered or destroyed because of other diseases if the department determines
15 that the condemnation and slaughter or destruction is necessary to protect public
16 health or the livestock industry. The indemnity under this subsection shall be
17 two-thirds of the difference between net salvage value and appraised value, but may
18 not exceed \$1,500 for an animal, except as provided in sub (3m). As used in this
19 subsection, “livestock” means animals of species raised primarily to produce food for
20 human consumption, including farm-raised deer.

21 **SECTION 1755.** 95.31 (3m) of the statutes is created to read:

22 95.31 **(3m)** If the department condemns an animal because the animal is
23 suspected to have a transmissible spongiform encephalopathy and the owner
24 disposes of the carcass as directed by the department, the department shall increase
25 the amount of the indemnity calculated under sub. (3) or s. 95.23 (1m) (b) by the costs

ENGROSSED ASSEMBLY BILL 100**SECTION 1755**

1 of the destruction of the animal and of the disposal, transportation, and any
2 necessary storage of the animal's carcass. An indemnity paid because of the
3 condemnation of an animal to which this subsection applies may exceed \$1,500.

4 **SECTION 1756d.** 95.60 (2) (d) of the statutes is repealed.

5 **SECTION 1756e.** 95.60 (2) (e) of the statutes is created to read:

6 95.60 (2) (e) The department shall provide the department of natural resources
7 with a copy of each application for a permit under par. (a) and of each permit issued
8 under par. (a).

9 **SECTION 1756g.** 95.60 (4s) (b) of the statutes is amended to read:

10 95.60 (4s) (b) ~~In consultation with the department of natural resources,~~
11 ~~promulgate~~ Promulgate rules specifying fish health standards and requirements for
12 certifying that fish meet those standards for the purpose of s. 29.736.

13 **SECTION 1756h.** 95.60 (4s) (d) of the statutes is amended to read:

14 95.60 (4s) (d) ~~In consultation with the department of natural resources,~~
15 ~~promulgate~~ Promulgate rules specifying diseases and requirements for certifying
16 that fish are free of those diseases for the purposes of sub. (2) (b).

17 **SECTION 1756i.** 95.60 (6) (a) of the statutes is renumbered 95.60 (6).

18 **SECTION 1756j.** 95.60 (6) (c) of the statutes is repealed.

19 **SECTION 1756L.** 95.60 (9) of the statutes is created to read:

20 95.60 (9) The department of natural resources is subject to this section, except
21 for the fees under sub. (5).

22 **SECTION 1779t.** 100.20 (1n) of the statutes is created to read:

23 100.20 (1n) It is an unfair method of competition or an unfair trade practice
24 for any person to sell cigarettes to consumers in this state in violation of s. 139.345.

25 **SECTION 1826L.** 100.53 of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1826L**

1 **100.53 Vehicle rentals; title and registration fees. (1)** In this section:

2 (a) “Rental company” has the meaning given in s. 344.51 (1) (c).

3 (b) “Title or registration fee” means a fee charged by a rental company to
4 recover the cost of registering or obtaining a certificate of title.

5 **(2)** No rental company may disseminate or make in this state an advertisement
6 or representation that includes a statement of the rental rate for a private passenger
7 vehicle, as defined in s. 344.57 (4), that is available for rent from a location in this
8 state, unless one of the following applies:

9 (a) The statement of the rental rate includes the amount of any title or
10 registration fee charged by the rental company.

11 (b) The advertisement or representation includes a statement that the
12 customer must pay a title or registration fee, and the rental company notifies a
13 customer of the amount of the title or registration fee before the customer enters into
14 an agreement with the rental company.

15 **SECTION 1829p.** 101.143 (9m) (g) 2. of the statutes is amended to read:

16 101.143 **(9m)** (g) 2. Revenue obligations issued under this subsection may not
17 exceed ~~\$436,000,000~~ \$386,924,000 in principal amount, excluding any obligations
18 that have been defeased under a cash optimization program administered by the
19 building commission. In addition to this limit on principal amount, the building
20 commission may contract revenue obligations under this subsection as the building
21 commission determines is desirable to fund or refund outstanding revenue
22 obligations, to pay issuance or administrative expenses, to make deposits to reserve
23 funds, or to pay accrued or capitalized interest.

24 **SECTION 1830e.** 101.63 (3m) of the statutes is renumbered 101.657 (1) and
25 amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1830e**

1 101.657 (1) ~~Contract~~ The department shall contract with a private
2 organization to provide education regarding construction standards and inspection
3 requirements under this subchapter and under rules promulgated under this
4 subchapter to builders of dwellings in this state.

5 (4) Each contract under sub. (1), (2), and (3) shall be a separate contract. The
6 department ~~may only contract with an organization under this subsection if the~~
7 ~~organization is~~ is limited for these contracts to contracting only with organizations
8 that are described in section 501 (c) (6) of the Internal Revenue Code and is are
9 exempt from federal income tax under section 501 (a) of the Internal Revenue Code.

10 **SECTION 1830g.** 101.657 (title) of the statutes is created to read:

11 **101.657 (title) Education contracts for builders and consumers.**

12 **SECTION 1830h.** 101.657 (2) of the statutes is created to read:

13 101.657 (2) The department shall contract with a private organization to
14 provide education regarding business practices to builders of dwellings in this state.

15 **SECTION 1830j.** 101.657 (3) of the statutes is created to read:

16 101.657 (3) The department shall contract with a private organization to
17 provide education regarding the dwelling building process to consumers in this state.
18 The education curriculum shall include selecting a contractor, the construction
19 process, and consumer protection.

20 **SECTION 1830m.** 101.657 (5) of the statutes is created to read:

21 101.657 (5) From the appropriation under s. 20.143 (3) (j), beginning with fiscal
22 year 2005–06, the department shall allocate \$100,000 annually for the contract
23 required under sub. (2) and at least \$600,000 annually for the contract required
24 under sub. (3).

25 **SECTION 1834v.** 106.12 (title) of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 1834x**

1 **SECTION 1834x.** 106.12 (1) of the statutes is repealed.

2 **SECTION 1835d.** 106.12 (2) of the statutes is renumbered 106.12 and amended
3 to read:

4 **106.12 Employment and education program administration.** The board
5 department shall plan, coordinate, administer, and implement the youth
6 apprenticeship program under s. 106.13 (1) and such other employment and
7 education programs as the governor may by executive order assign to the board
8 department. Notwithstanding any limitations placed on the use of state employment
9 and education funds under this section or s. 106.13 or under an executive order
10 assigning an employment and education program to the board department, the
11 board department may issue a general or special order waiving any of those
12 limitations on finding that the waiver will promote the coordination of employment
13 and education services.

14 **SECTION 1835g.** 106.12 (3) of the statutes is repealed.

15 **SECTION 1835m.** 106.12 (4) of the statutes is renumbered 38.40 (4r) and
16 amended to read:

17 **38.40 (4r) PUBLICATIONS AND SEMINARS.** The board may provide publications and
18 seminars relating to the employment and education programs administered by the
19 board and may establish a schedule of fees for those publications and seminars. Fees
20 established under this subsection for publications and seminars provided by the
21 board may not exceed the actual cost incurred in providing those publications and
22 seminars. The fees collected under this subsection shall be credited to the
23 appropriation account under s. ~~20.445 (7)~~ 20.292 (1) (ga).

24 **SECTION 1835p.** 106.13 (title) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1835p**

1 **106.13** (title) ~~Youth apprenticeship, school-to-work and work-based~~
2 ~~learning programs~~ **program.**

3 **SECTION 1837d.** 106.13 (2) of the statutes is amended to read:

4 106.13 **(2)** The council on workforce investment established under 29 USC
5 2821, the technical college system board, and the department of public instruction
6 shall assist the ~~board~~ department in providing the youth apprenticeship program
7 under sub. (1).

8 **SECTION 1838d.** 106.13 (2m) of the statutes is amended to read:

9 106.13 **(2m)** The ~~board~~ department shall approve occupations and maintain a
10 list of approved occupations for the youth apprenticeship program. From the
11 appropriation under s. 20.445 (1) (a), the ~~board~~ department shall develop curricula
12 for youth apprenticeship programs for occupations approved under this subsection.

13 **SECTION 1839d.** 106.13 (3m) (b) (intro.) of the statutes is amended to read:

14 106.13 **(3m)** (b) (intro.) From the appropriation under s. 20.445 (1) (e), the
15 ~~board~~ department shall award grants to applying local partnerships for the
16 implementation and coordination of local youth apprenticeship programs. A local
17 partnership shall include in its grant application the identity of each public agency,
18 nonprofit organization, individual, and other person who is a participant in the local
19 partnership, a plan to accomplish the implementation and coordination activities
20 specified in subds. 1. to 6., and the identity of a fiscal agent who shall be responsible
21 for receiving, managing, and accounting for the grant moneys received under this
22 paragraph. Subject to par. (c), a local partnership that is awarded a grant under this
23 paragraph may use the grant moneys awarded for any of the following
24 implementation and coordination activities:

25 **SECTION 1839g.** 106.13 (3m) (b) 6. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1839g**

1 106.13 **(3m)** (b) 6. Any other implementation or coordination activity that the
2 board department may direct or permit the local partnership to perform.

3 **SECTION 1839j.** 106.13 (4) (a) 1d. of the statutes is amended to read:

4 106.13 **(4)** (a) 1d. “Eligible employer” means an employer that is eligible to
5 receive a grant under this subsection according to the criteria established by the
6 board department under par. (d).

7 **SECTION 1839m.** 106.13 (4) (b) of the statutes is amended to read:

8 106.13 **(4)** (b) From the appropriation under s. 20.445 ~~(7)~~ (1) (em), the board
9 department may award a grant to a public agency or a nonprofit organization, or to
10 an eligible employer that is responsible for the on-the-job training and supervision
11 of a youth apprentice. A public agency or nonprofit organization that receives a grant
12 under this subsection shall use the funds awarded under the grant to award training
13 grants to eligible employers that provide on-the-job training and supervision for
14 youth apprentices. Subject to par. (c), a training grant provided under this
15 subsection may be awarded to an eligible employer for each youth apprentice who
16 receives at least 180 hours of paid on-the-job training from the eligible employer
17 during a school year, as defined in s. 115.001 (13). The amount of a training grant
18 may not exceed \$500 per youth apprentice per school year. A training grant may not
19 be awarded for any specific youth apprentice for more than 2 school years.

20 **SECTION 1839p.** 106.13 (4) (c) of the statutes is amended to read:

21 106.13 **(4)** (c) Notwithstanding par. (b), the board department may award a
22 training grant under this subsection to an eligible employer that provides less than
23 180 hours of paid on-the-job training for a youth apprentice during a school year,
24 as defined in s. 115.001 (13), if the board department determines that it would be

ENGROSSED ASSEMBLY BILL 100**SECTION 1839p**

1 beneficial for the youth apprentice to receive on-the-job training from more than one
2 eligible employer.

3 **SECTION 1839r.** 106.13 (4) (d) of the statutes is amended to read:

4 106.13 (4) (d) The ~~board~~ department shall establish eligibility criteria for a
5 grant under this subsection. That criteria shall specify that eligibility for a grant
6 shall be limited to small employers, as determined by the ~~board~~ department, and to
7 employers providing on-the-job training in employment areas determined by the
8 ~~board~~ department. Notwithstanding sub. (5), those criteria need not be promulgated
9 as rules.

10 **SECTION 1839t.** 106.13 (5) of the statutes is amended to read:

11 106.13 (5) The ~~board~~ department shall promulgate rules to administer this
12 section.

13 **SECTION 1839u.** 106.50 (6) (c) 2. of the statutes is amended to read:

14 106.50 (6) (c) 2. At the conclusion of the investigation of the allegations, the
15 department shall make a determination as to whether probable cause exists to
16 believe that discrimination has occurred or is about to occur. In making a
17 determination of probable cause, the department shall consider whether the facts
18 concerning the alleged discrimination are sufficient to warrant the initiation of a
19 civil action. If the department determines that probable cause exists, the
20 department shall immediately issue a charge on behalf of the aggrieved person and
21 refer the charge to the attorney general. If the attorney general concurs in the
22 department's determination of probable cause, the attorney general shall represent
23 the aggrieved person at the hearing under par. (f) or, if an election is made under
24 subd. 2m., shall commence a civil action in the name of the state on behalf of the
25 aggrieved person under sub. (6m).

ENGROSSED ASSEMBLY BILL 100**SECTION 1839u**

1 2m. Service of copies of the charge shall be made on the complainant, the
2 respondent, and the aggrieved person by certified mail, return receipt requested.
3 When a charge is filed, a complainant, a respondent, or an aggrieved person on whose
4 behalf the complaint was filed may elect to have the claims asserted in that charge
5 decided in a civil action under sub. (6m) in lieu of a hearing under par. (f). The
6 election shall be made no later than 20 days after the receipt by the electing person
7 of service of the charge, along with information about how to make the election. If
8 an election is made, the person making the election shall give notice of doing so to
9 the department and to all other complainants and respondents to whom the charge
10 relates. The department shall notify the aggrieved persons that an election is made.

11 **SECTION 1839v.** 106.50 (6) (d) of the statutes is amended to read:

12 106.50 **(6)** (d) *Temporary judicial relief.* At any time after a complaint is filed
13 alleging discrimination in violation of sub. (2), (2m), or (2r), the department may
14 request the attorney general to file a petition in the circuit court for the county in
15 which the act of discrimination allegedly occurred or for the county in which a
16 respondent resides or transacts business, seeking a temporary injunction or
17 restraining order against the respondent to prevent the respondent from performing
18 an act that would tend to render ineffectual an order that the department may enter
19 with respect to the complaint, pending final determination of proceedings under this
20 section. On receipt of the department's request, the attorney general shall promptly
21 file the petition.

22 **SECTION 1839w.** 106.50 (6) (e) 4. of the statutes is amended to read:

23 106.50 **(6)** (e) 4. Whenever the department has reasonable cause to believe that
24 a respondent has breached a conciliation agreement, the department shall refer the

ENGROSSED ASSEMBLY BILL 100**SECTION 1839w**

1 matter to the ~~department of justice~~ attorney general with a recommendation that a
2 civil action be filed for enforcement of the agreement.

3 **SECTION 1839x.** 106.50 (6) (f) 2. of the statutes is amended to read:

4 106.50 **(6)** (f) 2. If an election is not made under par. (c) ~~2.~~ 2m., the hearing shall
5 be conducted by a hearing examiner. ~~A- If the attorney general has concurred in the~~
6 department's determination of probable cause under par. (c) 2., the aggrieved person
7 on whose behalf the charge was issued shall be represented by the attorney general.
8 Any other person who is aggrieved, with respect to the issues to be determined at the
9 hearing, may be represented by private counsel.

10 **SECTION 1839y.** 106.50 (6) (f) 3. of the statutes is amended to read:

11 106.50 **(6)** (f) 3. The department, the attorney general, or a party's attorney of
12 record may issue a subpoena to compel the attendance of a witness or the production
13 of evidence. A subpoena issued by an attorney shall be in substantially the same
14 form as provided in s. 805.07 (4) and shall be served in the manner provided in s.
15 805.07 (5). The attorney shall, at the time of issuance, send a copy of the subpoena
16 to the hearing examiner who is responsible for conducting the hearing.

17 **SECTION 1839z.** 106.50 (6m) (a) of the statutes is amended to read:

18 106.50 **(6m)** (a) Any person, ~~including the state,~~ alleging a violation of sub. (2),
19 ~~(2m), or (2r),~~ including the attorney general on behalf of an aggrieved person, may
20 bring a civil action for injunctive relief, for damages, including punitive damages,
21 and, in the case of a prevailing plaintiff, for court costs and reasonable attorney fees.

22 **SECTION 1840.** 108.02 (13) (k) of the statutes is amended to read:

23 108.02 **(13)** (k) "Employer" does not include a county department ~~or~~ aging unit,
24 or, under s. 46.2785, a private agency that serves as a fiscal agent or contracts with
25 a fiscal intermediary to serve as a fiscal agent under s. 46.27 (5) (i) or 47.035 as to

ENGROSSED ASSEMBLY BILL 100**SECTION 1840**

1 any individual performing services for a person receiving long-term support services
2 under s. 46.27 (5) (b), 46.275, 46.277, 46.278, 46.2785, 46.286, 46.495, 51.42, or
3 51.437 or personal assistance services under s. 47.02 (6) (c).

4 **SECTION 1854g.** 115.28 (7) (d) of the statutes is renumbered 115.28 (7) (d) 1. and
5 amended to read:

6 115.28 (7) (d) 1. Annually, Except as provided in subd. 2., annually establish
7 fees for the ~~certification or licensure~~ of school and public library personnel sufficient
8 to fund ~~certification and licensing~~ administrative costs.

9 **SECTION 1854m.** 115.28 (7) (d) 2. of the statutes is created to read:

10 115.28 (7) (d) 2. Charge a fee of \$150 for the initial and renewal teacher license
11 of each resident applicant.

12 **SECTION 1855.** 115.28 (45) of the statutes is created to read:

13 115.28 (45) GRANTS FOR ADVANCED PLACEMENT COURSES. From the appropriation
14 under s. 20.255 (2) (fw), award grants to school districts to partially reimburse them
15 for the costs of offering advanced placement courses in high schools that are not
16 offering such courses. A grant may not exceed an amount equal to \$300 multiplied
17 by the number of pupils in the high school's advanced placement courses in the fall
18 or spring session in which the grant is awarded.

19 **SECTION 1856f.** 115.28 (48m) of the statutes is created to read:

20 115.28 (48m) EXPENDITURE OF FEDERAL ADMINISTRATIVE FUNDS. Submit each
21 proposal for the expenditure of federal administrative funding for federal programs
22 administered by the department to the joint committee on finance. If the
23 cochairpersons of the committee do not notify the department within 14 working
24 days after the date of the proposed expenditure's submission that the committee has
25 scheduled a meeting to review the proposed expenditure, the proposed expenditure

ENGROSSED ASSEMBLY BILL 100**SECTION 1856f**

1 may be made. If, within 14 working days after the date of the proposed expenditure's
2 submission, the cochairpersons of the committee notify the department that the
3 committee has scheduled a meeting to review the proposed expenditure, the
4 proposed expenditure may be made only upon the committee's approval.

5 **SECTION 1856m.** 115.28 (52) of the statutes is created to read:

6 115.28 (52) ADULT LITERACY GRANTS. From the appropriation under s. 20.255
7 (3) (b), award grants to nonprofit organizations, as defined in s. 108.02 (19), to
8 support programs that train community-based adult literacy staff and to establish
9 new volunteer-based programs in areas of this state that have a demonstrated need
10 for adult literacy services. No grant may exceed \$10,000, and no organization may
11 receive more than one grant in any fiscal year.

12 **SECTION 1856w.** 115.28 (54) of the statutes is created to read:

13 115.28 (54) SECOND CHANCE PARTNERSHIP. From the appropriation under s.
14 20.255 (2) (ep), pay to the Second Chance Partnership, a nonprofit corporation
15 operating a program in which children at risk participate in apprenticeships while
16 earning high school diplomas, an amount equal to \$4,610 multiplied by the number
17 of pupils participating in the program.

18 **SECTION 1857.** 115.29 (6) of the statutes is created to read:

19 115.29 (6) ENGLISH LANGUAGE PROFICIENCY ASSESSMENT SYSTEM. Assist in the
20 establishment of, and participate in, a consortium of state education agencies
21 organized to obtain public and private funds to be used to purchase an English
22 language proficiency assessment system.

23 **SECTION 1857m.** 115.34 (2) of the statutes is amended to read:

24 115.34 (2) The state superintendent shall make payments to school districts
25 ~~and to~~ private schools, charter schools under s. 118.40 (2r), the program under s.

ENGROSSED ASSEMBLY BILL 100**SECTION 1857m**

1 115.52, and the center under s. 115.525 for school lunches served to children in the
2 prior year as determined by the state superintendent from the appropriation under
3 s. 20.255 (2) (cn). Payments to school districts and to private schools shall equal the
4 state's matching obligation under 42 USC 1751 et seq. Payments in the current year
5 shall be determined by prorating the state's matching obligation based on the
6 number of school lunches served to children in the prior year. In this subsection,
7 "private school" means any school defined in s. 115.001 (3r) which complies with the
8 requirements of 42 USC 2000d.

9 **SECTION 1859.** 115.3615 of the statutes is amended to read:

10 **115.3615 Head start supplement.** From the appropriations appropriation
11 under s. 20.255 (2) (eh) and ~~(kh)~~, the state superintendent shall distribute funds to
12 agencies determined by the state superintendent to be eligible for designation as
13 head start agencies under 42 USC 9836 to provide comprehensive health,
14 educational, nutritional, social and other services to economically disadvantaged
15 children and their families. The state superintendent shall distribute the funds in
16 a manner consistent with 42 USC 9831 to 9852 except that there is no matching fund
17 requirement. The state superintendent shall give preference in funding under this
18 section to agencies that are receiving federal funds under 42 USC 9831 to 9852 and
19 to agencies that operate full-time or early head start programs. Funds distributed
20 under this section may be used to match available federal funds under 42 USC 9831
21 to 9852 only if the funds are used to secure additional federal funds for the purposes
22 under this section.

23 **SECTION 1861.** 115.405 (1) of the statutes is renumbered 115.405 (1) (a) and
24 amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1861**

1 115.405 (1) (a) A cooperative educational service agency or a consortium
2 consisting of 2 or more school districts or cooperative educational service agencies,
3 or a combination thereof, may apply to the department for a grant to provide
4 technical assistance and training for teachers who are licensed or have been issued
5 a permit under ss. 115.28 (7) and 118.192 to implement peer review and mentoring
6 programs. An applicant for a grant under this ~~section~~ subsection shall submit to the
7 department a plan identifying the school districts and cooperative educational
8 service agencies that will participate in the peer review and mentoring program and
9 describing how the grant funds will be allocated. As a condition of receiving a grant
10 under this ~~section~~ subsection, a cooperative educational service agency or a
11 consortium shall provide matching funds in an amount equal to at least 20% of the
12 amount of the grant awarded. The matching funds may be in the form of money or
13 in-kind services or both.

14 **SECTION 1862.** 115.405 (2) of the statutes is renumbered 115.405 (1) (b) and
15 amended to read:

16 115.405 (1) (b) The department shall award grants under par. (a) from the
17 appropriation under s. 20.255 (2) (fk). The department may not award more than
18 \$25,000 to an applicant in a fiscal year.

19 **SECTION 1863.** 115.405 (2m) of the statutes is created to read:

20 115.405 (2m) (a) In this subsection, “initial educator” means a person who is
21 licensed by the department as an initial educator under s. PI 34.17, Wis. Adm. Code.

22 (b) From the appropriation under s. 20.255 (2) (kg), beginning in the 2006–07
23 school year the department shall award a grant to each person employing an initial
24 educator in a position requiring a teaching license issued by the department under
25 s. 115.28 (7), for each initial educator so employed. The amount of the grant shall be

ENGROSSED ASSEMBLY BILL 100**SECTION 1863**

1 equal to the amount that the employer is spending to provide a mentor for the initial
2 educator, but not more than \$375. The employer shall use the money to provide a
3 mentor for each initial educator employed.

4 (c) If the amount appropriated under s. 20.255 (2) (kg) in any fiscal year is
5 insufficient to fully fund the grants under this subsection, the department shall
6 prorate the payments to eligible persons.

7 **SECTION 1877.** 115.88 (1) of the statutes is amended to read:

8 115.88 (1) PERSONNEL. A school board, board of control of a cooperative
9 educational service agency or, upon authorization of the county board, a county
10 children with disabilities education board may employ, for a special education
11 program, either full- or part-time licensed teachers, licensed coordinators of special
12 education, licensed school nurses, licensed school social workers, licensed school
13 psychologists, licensed school counselors, paraprofessionals, licensed consulting
14 teachers to work with any teacher of regular education programs who has a child
15 with a disability in a class and any other personnel approved by the department. The
16 board may contract with private or public agencies for physical or occupational
17 therapy services on the basis of demonstrated need. A school board may contract
18 with a charter school to provide special education services to pupils attending the
19 charter school if the charter school is under contract with the school board under s.
20 118.40 (2m) and the charter school is not an instrumentality of the school district.

21 **SECTION 1877m.** 115.88 (1m) (a) of the statutes is amended to read:

22 115.88 (1m) (a) If, upon receipt of the plan under s. 115.77 (4), the state
23 superintendent is satisfied that the special education program has been maintained
24 during the preceding school year in accordance with law, the state superintendent
25 shall certify to the department of administration in favor of each county, cooperative

ENGROSSED ASSEMBLY BILL 100**SECTION 1877m**

1 educational service agency, and school district maintaining such special education
2 program a sum equal to the amount expended by the county, agency, and school
3 district during the preceding year for salaries of personnel enumerated in sub. (1),
4 including, the salary portion of any authorized contract for physical or occupational
5 therapy services; the salary portion of any contract to provide special education
6 services to pupils attending a charter school, as authorized under sub. (1); and other
7 expenses approved by the state superintendent, as costs eligible for reimbursement
8 from the appropriation under s. 20.255 (2) (b).

9 **SECTION 1878.** 115.88 (1m) (am) of the statutes is amended to read:

10 115.88 **(1m)** (am) If the operator of a charter school established under s. 118.40
11 (2r) operates a special education program and the state superintendent is satisfied
12 that the operator of the charter school is complying with 20 USC 1400 to 1491o, the
13 state superintendent shall certify to the department of administration in favor of the
14 operator of the charter school a sum equal to the amount that the operator of the
15 charter school expended during the previous school year for salaries of full-time or
16 part-time licensed teachers, licensed coordinators of special education, licensed
17 school nurses, licensed school social workers, licensed school psychologists, licensed
18 school counselors, paraprofessionals, licensed consulting teachers to work with any
19 teacher of regular education programs who has a child with a disability in a class and
20 any other personnel, as determined by the state superintendent. Certified costs
21 under this paragraph are eligible for reimbursement from the appropriation under
22 s. 20.255 (2) (b). The state superintendent may audit costs under this paragraph and
23 adjust reimbursement to cover only actual, eligible costs.

24 **SECTION 1878c.** 115.88 (2m) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1878c**

1 115.88 **(2m)** OTHER TRANSPORTATION AID. If the operator of a charter school
2 established under s. 118.40 (2r) or established as a noninstrumentality charter
3 school under s. 118.40 (2m) transports children with disabilities and the state
4 superintendent is satisfied that the operator of the charter school is complying with
5 20 USC 1400 to 1491o, the state superintendent shall certify to the department of
6 administration in favor of the operator of the charter school a sum equal to the
7 amount that the operator of the charter school expended during the previous school
8 year for transportation under this subsection as costs eligible for reimbursement
9 from the appropriations under s. 20.255 (2) (b). The state superintendent may audit
10 costs under this subsection and adjust reimbursement to cover only actual, eligible
11 costs.

12 **SECTION 1879.** 115.881 of the statutes is created to read:

13 **115.881 Additional special education aid. (1)** A school board, board of
14 control of a cooperative educational service agency, county children with disabilities
15 education board, or operator of a charter school established under s. 118.40 (2r) may
16 apply to the department for aid under this section if the applicant incurred, in the
17 previous school year, more than \$30,000 of nonadministrative costs for providing
18 special education and related services to a child and those costs were not eligible for
19 reimbursement under s. 115.88, 115.93, or 118.255, 20 USC 1400 et seq., or federal
20 medicaid.

21 **(2)** For each child whose costs exceeded \$30,000 under sub. (1), the department
22 shall, from the appropriation under s. 20.255 (2) (bd), pay an eligible applicant in the
23 current school year an amount equal to 0.90 multiplied by that portion of the cost
24 under sub. (1) that exceeded \$30,000.

ENGROSSED ASSEMBLY BILL 100**SECTION 1879**

1 **(3)** If the appropriation under s. 20.255 (2) (bd) is insufficient to pay the full
2 amount of costs under sub. (2), the department shall prorate payments among
3 eligible applicants.

4 **SECTION 1880.** 115.882 of the statutes is amended to read:

5 **115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b)
6 shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement
7 from the appropriation under s. 20.255 (2) (b) under ss. 115.88 (1m) to (3), (6) and (8),
8 115.93, and 118.255 (4) shall be reimbursed at a rate set to distribute the full amount
9 appropriated for reimbursement for the costs, ~~less the amount paid by the~~
10 ~~department of health and family services under s. 20.435 (4) (b) and (o) under s. 49.45~~
11 ~~(39) (b) 1m.,~~ not to exceed 100%.

12 **SECTION 1881.** 118.153 (4) (b) of the statutes is amended to read:

13 118.153 **(4)** (b) Upon receipt of a school board's annual report under par. (a) the
14 state superintendent shall pay to the school district from the appropriation under s.
15 20.255 (2) (bc), for each pupil enrolled in a program for children at risk who achieved
16 at least 3 of the objectives under par. (c) in the previous school year, additional state
17 aid in an amount equal to 10% of the school district's average per pupil aids provided
18 under s. 20.835 (7) (a), 1991 stats., and s. 20.255 (2) (ac) ~~and (r)~~ in the previous school
19 year.

20 **SECTION 1883.** 118.35 (4) of the statutes is created to read:

21 118.35 **(4)** From the appropriation under s. 20.255 (2) (fy), the department shall
22 award grants to cooperative educational service agencies and the school district
23 operating under ch. 119 for the purpose of providing advanced curriculum and
24 assessments for gifted and talented middle school pupils.

25 **SECTION 1883f.** 118.40 (2r) (c) 1. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1883f**

1 118.40 **(2r)** (c) 1. Except as provided in ~~subd.~~ subds. 3. and 4., only pupils who
2 reside in the school district in which a charter school established under this
3 subsection is located may attend the charter school.

4 **SECTION 1883g.** 118.40 (2r) (c) 2. of the statutes is repealed.

5 **SECTION 1883r.** 118.40 (2r) (c) 4. of the statutes is created to read:

6 118.40 **(2r)** (c) 4. A pupil who resides outside the school district operating under
7 ch. 119 may attend a charter school established under this subsection in the school
8 district operating under ch. 119, but the charter school shall give preference in
9 admissions to pupils who reside in the school district operating under ch. 119.

10 **SECTION 1888m.** 118.43 (2) (g) of the statutes is amended to read:

11 118.43 **(2)** (g) The department may renew an achievement guarantee contract
12 under pars. (b), (bg), and (br) for one or more terms of 5 school years. As a condition
13 of receiving payments under a renewal of an achievement guarantee contract, a
14 school board shall maintain the reduction of class size achieved during the last school
15 year of the original achievement guarantee contract for the grades specified for the
16 last school year of the contract, but this condition does not apply to a school district
17 under sub. (4m).

18 **SECTION 1888r.** 118.43 (3) (intro.) of the statutes is amended to read:

19 118.43 **(3)** CONTRACT REQUIREMENTS. (intro.) Except as provided in pars. (am)
20 and (ar) and sub. (4m), an achievement guarantee contract shall require the school
21 board to do all of the following in each participating school:

22 **SECTION 1888s.** 118.43 (4m) of the statutes is created to read:

23 118.43 **(4m)** EXCEPTIONS. A school district participating in the program under
24 this section on or after the effective date of this subsection [revisor inserts date],

ENGROSSED ASSEMBLY BILL 100**SECTION 1888s**

1 may choose not to comply with the requirement to reduce class size to 15 in grades
2 2 or 3, or both, in any school.

3 **SECTION 1889.** 118.43 (6) (a) of the statutes is amended to read:

4 118.43 (6) (a) In this subsection, “amount appropriated” means the amount
5 appropriated under s. 20.255 (2) (cu) in any fiscal year less \$250,000, ~~plus the amount~~
6 ~~appropriated under s. 20.255 (2) (cv).~~

7 **SECTION 1890.** 118.43 (6) (b) (intro.) of the statutes is amended to read:

8 118.43 (6) (b) (intro.) From the ~~appropriations~~ appropriation under s. 20.255
9 (2) (cu) ~~and (cv)~~, subject to par. (c), the department shall pay to each school district
10 that has entered into a contract with the department under this section an amount
11 determined as follows:

12 **SECTION 1891t.** 118.43 (6) (b) 9. of the statutes is created to read:

13 118.43 (6) (b) 9. In the 2005–06 and any subsequent school year, \$2,000
14 multiplied by the number of low–income pupils enrolled in grades eligible for funding
15 in each school in the school district covered by renewals of contracts under sub. (2)
16 (g). For purposes of this subdivision, the grades eligible for funding for a school
17 district under sub. (4m) are those grades in which the school district chooses to
18 comply with the requirement to reduce class size to 15.

19 **SECTION 1893m.** 118.43 (6g) of the statutes is created to read:

20 118.43 (6g) MILWAUKEE PUBLIC SCHOOLS. Notwithstanding subs. (3), (4), and
21 (4m), the department shall pay the school district operating under ch. 119 state aid
22 under sub. (6), if the participating schools comply with either the requirements
23 under subs. (3) or (4) or the requirements under s. 115.45. For purposes of state aid
24 payments for participating schools under this subsection, the department shall

ENGROSSED ASSEMBLY BILL 100**SECTION 1893m**

1 multiply the per pupil payment amount by the number of low-income pupils enrolled
2 in grades eligible for funding under this section.

3 **SECTION 1895d.** 119.23 (1) (d) of the statutes is created to read:

4 119.23 (1) (d) “Teacher” means a person who has primary responsibility for the
5 academic instruction of pupils.

6 **SECTION 1895h.** 119.23 (2) (a) 1. of the statutes is amended to read:

7 119.23 (2) (a) 1. The pupil is a member of a family that has a total family income
8 that does not exceed an amount equal to 1.75 times the poverty level determined in
9 accordance with criteria established by the director of the federal office of
10 management and budget. A pupil attending a private school under this section
11 whose family income increases may continue to attend a private school under this
12 section if the pupil is a member of a family that has a total family income that does
13 not exceed an amount equal to 2.2 times the poverty level determined in accordance
14 with criteria established by the director of the federal office of management and
15 budget. For purposes of admission to a private school under this section, siblings of
16 pupils attending a private school under this section are subject to the higher income
17 limit. If a pupil attending a private school under this section ceases to attend a
18 private school under this section, the lower income limit applies unless the pupil is
19 a sibling of a pupil attending a private school under this section.

20 **SECTION 1895p.** 119.23 (2) (a) 2. of the statutes is repealed.

21 **SECTION 1895t.** 119.23 (2) (a) 6. of the statutes is created to read:

22 119.23 (2) (a) 6. All of the private school’s teachers have graduated from high
23 school or been granted a declaration of equivalency of high school graduation.

24 **SECTION 1895v.** 119.23 (4) (b) 2. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1895v**

1 119.23 (4) (b) 2. The amount paid per pupil under this paragraph in the
2 previous school year multiplied by the sum of 1.0 plus the percentage change from
3 the previous school year to the current school year in the total amount appropriated
4 under s. 20.255 (2) (ac) ~~and (r)~~ expressed as a decimal, but not less than zero.

5 **SECTION 1897.** 121.007 of the statutes is amended to read:

6 **121.007 Use of state aid; exemption from execution.** All moneys paid to
7 a school district under s. 20.255 (2) (ac), (bc), (cg), and (cr), ~~and (r)~~ shall be used by
8 the school district solely for the purposes for which paid. Such moneys are exempt
9 from execution, attachment, garnishment, or other process in favor of creditors,
10 except as to claims for salaries or wages of teachers and other school employees and
11 as to claims for school materials, supplies, fuel, and current repairs.

12 **SECTION 1897g.** 121.05 (1) (a) 9. of the statutes is amended to read:

13 121.05 (1) (a) 9. Pupils enrolled in a charter school, ~~other than a charter school~~
14 ~~under s. 118.40 (2r)~~.

15 **SECTION 1897i.** 121.07 (6) (a) (intro.) of the statutes is amended to read:

16 121.07 (6) (a) (intro.) ~~“Shared~~ Subject to par. (am), “shared cost” is the sum of
17 the net cost of the general fund and the net cost of the debt service fund, ~~except that~~
18 ~~“shared cost” excludes~~ including the amount determined by multiplying the number
19 of pupils who attended a charter school under s. 118.40 (2r) that is located in the
20 school district by the amount paid by the state for each such pupil under s. 118.40
21 (2r), but excluding any costs, including attorney fees, incurred by a school district as
22 a result of its participation in a lawsuit commenced against the state, beginning with
23 such costs incurred in the fiscal year in which the lawsuit is commenced, ~~excludes~~
24 any expenditures from a capital improvement fund created under s. 120.135, and
25 ~~excludes~~ the costs of transporting those transfer pupils for whom the school district

ENGROSSED ASSEMBLY BILL 100**SECTION 1897i**

1 operating under ch. 119 does not receive intradistrict transfer aid under s. 121.85 (6)
2 as a result of s. 121.85 (6) (am). In this paragraph, “net cost of the debt service fund”
3 includes all of the following amounts:

4 **SECTION 1897j.** 121.07 (6) (am) of the statutes is repealed and recreated to read:

5 121.07 (6) (am) In par. (a), for the purpose of calculating state aid paid to a
6 school district in the 2006–07 and 2007–08 school years, “shared cost” excludes any
7 amount expended in the previous school year from the school district’s fund balance
8 to pay the school district’s unfunded pension liability under the Wisconsin
9 Retirement System or to pay debt service for debt issued to refinance the balance of
10 the unfunded pension liability if the result of excluding such expenditures is an
11 increase in state aid paid to the school district under s. 121.08.

12 **SECTION 1897m.** 121.07 (7) (b) of the statutes is amended to read:

13 121.07 (7) (b) The “secondary guaranteed valuation per member” is an amount,
14 rounded to the next lower dollar, that, after subtraction of payments under ss. 121.09
15 and 121.85 (6) (b) 2. and 3. and (c), fully distributes an amount equal to the amount
16 remaining in the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~.

17 **SECTION 1898b.** 121.08 (4) (a) (intro.) of the statutes is amended to read:

18 121.08 (4) (a) (intro.) The amount of state aid that a school district in which a
19 charter school under s. 118.40 (2r) is located is eligible to be paid from the
20 ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~ shall be reduced by the
21 amount determined as follows:

22 **SECTION 1898e.** 121.08 (4) (a) 1. of the statutes is repealed and recreated to
23 read:

24 121.08 (4) (a) 1. Divide the number of pupils who in the current school year are
25 attending charter schools under s. 118.40 (2r) that are located in the school district

ENGROSSED ASSEMBLY BILL 100**SECTION 1898e**

1 by the total number of pupils who in the current school year are attending charter
2 schools under s. 118.40 (2r).

3 **SECTION 1898m.** 121.08 (4) (a) 2. of the statutes is repealed and recreated to
4 read:

5 121.08 (4) (a) 2. Multiply the sum of the amounts paid under s. 118.40 (2r) in
6 the current school year by the school district's quotient under subd. 1.

7 **SECTION 1898s.** 121.08 (4) (a) 3. of the statutes is repealed.

8 **SECTION 1899.** 121.08 (4) (b) of the statutes is amended to read:

9 121.08 (4) (b) The amount of state aid that the school district operating under
10 ch. 119 is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255
11 (2) (ac) ~~and (r)~~ shall also be reduced by 45% of the amounts paid under s. 119.23 (4)
12 and (4m) in the current school year.

13 **SECTION 1899d.** 121.08 (4) (c) of the statutes is created to read:

14 121.08 (4) (c) The amount of state aid that a school district is eligible to be paid
15 from the appropriation under s. 20.255 (2) (ac) shall also be reduced by an amount
16 equal to the amount paid to the Second Chance Partnership under s. 115.28 (54) for
17 pupils enrolled in the school district. The department shall ensure that the amount
18 of the aid reduction lapses to the general fund and that it does not affect the amount
19 determined to be received by a school district as state aid under this section for any
20 other purpose.

21 **SECTION 1899m.** 121.08 (4) (d) of the statutes is amended to read:

22 121.08 (4) (d) The state superintendent shall ensure that the total amount of
23 aid reduction under pars. (a) and (b) lapses to the general fund and that the aid
24 reduction under par. (a) does not affect the amount determined to be received by a
25 school district under this section for any other purpose.

ENGROSSED ASSEMBLY BILL 100**SECTION 1906**

1 **SECTION 1906.** 121.58 (2) (a) of the statutes is renumbered 121.58 (2) (a) (intro.)
2 and amended to read:

3 121.58 **(2)** (a) (intro.) A school district which provides transportation to and
4 from a school under ss. 121.54 (1) to (3), (5) and (6) and 121.57, and the nonresident
5 school district that a pupil attends under s. 118.51 or 121.84 (4) which elects to
6 provide transportation under s. 121.54 (10), shall be paid state aid for such
7 transportation at the rate of ~~\$30 per school year~~ per following rates:

8 1. For each pupil so transported whose residence is at least 2 miles and not more
9 than 5 miles from the school attended, ~~\$45 per school year~~ per \$30 per school year
10 in the 2005–06 school year and \$35 per school year thereafter.

11 2. For each pupil so transported whose residence is at least more than 5 miles
12 and not more than 8 miles from the school attended, ~~\$60 per school year~~ per \$45 per
13 school year in the 2005–06 school year and \$55 per school year thereafter.

14 3. For each pupil so transported whose residence is at least more than 8 miles
15 and not more than 12 miles from the school attended, ~~\$68 per school year~~ per \$82 per
16 school year in the 2005 school year and \$110 per school year thereafter.

17 4. For each pupil so transported whose residence is at least ~~12 miles and not~~
18 ~~more than 15~~ 12 miles from the school attended, ~~\$75 per school year per pupil so~~
19 ~~transported whose residence is at least 15 miles and not more than 18 miles from the~~
20 ~~school attended, and \$85 per school year per pupil so transported whose residence~~
21 ~~is more than 18 miles from the school attended.~~ Such state \$150 per school year in
22 the 2005–06 school year and \$180 per school year thereafter.

23 (am) State aid under par. (a) shall be reduced proportionately in the case of a
24 pupil transported for less than a full school year because of nonenrollment. State aid
25 for transportation shall not exceed the actual cost thereof. No state aid of any kind

ENGROSSED ASSEMBLY BILL 100**SECTION 1906**

1 may be paid to a school district which charges the pupil transported or his or her
2 parent or guardian any part of the cost of transportation provided under ss. 121.54
3 (1) to (3), (5), (6) and (10) and 121.57 or which willfully or negligently fails to
4 transport all pupils for whom transportation is required under s. 121.54.

5 **SECTION 1907.** 121.58 (2) (b) of the statutes is amended to read:

6 121.58 (2) (b) A school board that provides transportation under s. 121.54 (2)
7 (am) shall be paid state aid for such transportation at the rates specified and
8 according to the conditions established under ~~par. pars.~~ (a) and (am), except that the
9 amount of state aid may not exceed the amount which the school district would
10 receive for transporting the child between the child's residence and school attended
11 under s. 121.54 (1) to (3), (5), (6) or (9) or 121.57.

12 **SECTION 1908.** 121.58 (2) (c) of the statutes is amended to read:

13 121.58 (2) (c) A school district which provides transportation to and from a
14 school under s. 121.54 (9) shall be paid state aid for such transportation at the rate
15 of \$12 per school year per pupil so transported in the 2005–06 school year and \$15
16 per school year per pupil so transported thereafter. Such state aid shall be reduced
17 proportionately in the case of a pupil transported for less than a full year because of
18 nonenrollment. State aid for such transportation shall not exceed the actual cost
19 thereof.

20 **SECTION 1909m.** 121.85 (6) (am) 5. of the statutes is amended to read:

21 121.85 (6) (am) 5. In the 2004–05 school year ~~and each school year thereafter~~,
22 the number of pupils whose parents or guardians have not provided the board of
23 school directors with written consent to a pupil transfer to another attendance area.

24 **SECTION 1909r.** 121.85 (6) (am) 6. of the statutes is created to read:

25 121.85 (6) (am) 6. In the 2005–06 school year and in each school year thereafter:

ENGROSSED ASSEMBLY BILL 100**SECTION 1909r**

1 a. Subtract from 95% the percentage of pupils whose parents or guardians have
2 provided the board of school directors with written consent to a pupil transfer to
3 another attendance area.

4 b. Multiply the result under subd. 6. a. by the total number of transfer pupils
5 under par. (a) in the current school year.

6 **SECTION 1912m.** 121.90 (1) (f) of the statutes is created to read:

7 121.90 (1) (f) In determining a school district's revenue limit for the 2005–06
8 school year or for any school year thereafter, the department shall include in the
9 number of pupils enrolled in each school year prior to the 2005–06 school year all
10 pupils attending charter schools under s. 118.40 (2r) that are located in the school
11 district.

12 **SECTION 1913.** 121.905 (1) of the statutes is amended to read:

13 121.905 (1) In this section, "revenue ceiling" means \$6,900, ~~except that~~
14 "~~revenue ceiling~~" means \$7,400 \$8,100 in the ~~2003–04~~ 2005–06 school year and
15 ~~\$7,800~~ \$8,400 in any subsequent school year.

16 **SECTION 1915.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

17 121.91 (2m) (e) (intro.) Except as provided in subs. (3) and (4), no school district
18 may increase its revenues for the 1999–2000, 2000–01, 2001–02, 2002–03, 2003–04,
19 or 2004–05 school year ~~or for any school year thereafter~~ to an amount that exceeds
20 the amount calculated as follows:

21 **SECTION 1915d.** 121.91 (2m) (f) of the statutes is created to read:

22 121.91 (2m) (f) Except as provided in subs. (3) and (4), no school district may
23 increase its revenues for the 2005–06 school year to an amount that exceeds the
24 amount calculated as follows:

ENGROSSED ASSEMBLY BILL 100**SECTION 1915d**

1 1. Divide the sum of the amount of state aid received in the previous school year
2 and property taxes levied for the previous school year, excluding property taxes
3 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
4 (c), by the average of the number of pupils enrolled in the 3 previous school years.

5 2. Add \$120 to the result under subd. 1.

6 3. Multiply the result under subd. 2. by the average of the number of pupils
7 enrolled in the current and the 2 preceding school years.

8 **SECTION 1915e.** 121.91 (2m) (g) of the statutes is created to read:

9 121.91 **(2m)** (g) Except as provided in subs. (3) and (4), no school district may
10 increase its revenues for the 2006–07 school year or for any school year thereafter
11 to an amount that exceeds the amount calculated as follows:

12 1. Divide the sum of the amount of state aid received in the previous school year
13 and property taxes levied for the previous school year, excluding property taxes
14 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
15 (c), by the average of the number of pupils enrolled in the 3 previous school years.

16 2. Add \$100 to the result under subd. 2.

17 3. Multiply the result under subd. 2. by the average of the number of pupils
18 enrolled in the current and the 2 preceding school years.

19 **SECTION 1915f.** 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

20 121.91 **(2m)** (r) 1. (intro.) Notwithstanding pars. (c), ~~(d)~~ and ~~(e)~~ to (g), if a school
21 district is created under s. 117.105, its revenue limit under this section for the school
22 year beginning with the effective date of the reorganization shall be determined as
23 follows except as provided under subs. (3) and (4):

24 **SECTION 1915g.** 121.91 (2m) (r) 1. b. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1915g**

1 121.91 **(2m)** (r) 1. b. ~~Add an amount equal to the amount of revenue increase~~
2 ~~per pupil allowed under this subsection for the previous school year multiplied by the~~
3 ~~sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal~~
4 \$120 to the result under subd. 1. a. to compute the limit for the 2005–06 school year,
5 and add \$100 to the result under subd. 1. a. to compute the limit for any school year
6 thereafter.

7 **SECTION 1915h.** 121.91 (2m) (r) 2. of the statutes is amended to read:

8 121.91 **(2m)** (r) 2. If a school district is created under s. 117.105, the following
9 adjustments to the calculations under pars. (c), ~~(d)~~ and ~~(e)~~ to (g) apply for the 2 school
10 years beginning on the July 1 following the effective date of the reorganization:

11 a. For the school year beginning on the first July 1 following the effective date
12 of the reorganization the number of pupils in the previous school year shall be used
13 under pars. (c) 1., (d) 1. and, (e) 1., (f) 1., and (g) 1. instead of the average of the number
14 of pupils in the 3 previous school years, and for the school year beginning on the 2nd
15 July 1 following the effective date of the reorganization the average of the number
16 of pupils in the 2 previous school years shall be used under pars. (c) 1., (d) 1. and, (e)
17 1., (f) 1., and (g) 1. instead of the average of the number of pupils in the 3 previous
18 school years.

19 b. For the school year beginning on the first July 1 following the effective date
20 of the reorganization the average of the number of pupils in the current and the
21 previous school years shall be used under pars. (c) 4., (d) 4. and, (e) ~~3.~~ 4., (f) 3., and
22 (g) 3. instead of the average of the number of pupils in the current and the 2 preceding
23 school years.

24 **SECTION 1916.** 121.91 (4) (d) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1916**

1 121.91 (4) (d) If a school district's revenue in the preceding school year was less
2 than the limit under sub. (2m) in the preceding school year, the limit otherwise
3 applicable to the school district's revenue in the current school year under sub. (2m)
4 is increased by an amount equal to ~~75%~~ of the difference between the amount of its
5 revenue in the preceding school year and the amount of the limit in the preceding
6 school year under sub. (2m).

7 **SECTION 1917.** 121.91 (4) (dg) of the statutes is repealed.

8 **SECTION 1918.** 121.91 (4) (dr) of the statutes is repealed.

9 **SECTION 1919.** 121.91 (4) (f) 1. of the statutes is amended to read:

10 121.91 (4) (f) 1. For the 1999–2000 school year or any school year thereafter,
11 if the average of the number of pupils enrolled in the current and the 2 preceding
12 school years is less than the average of the number of pupils enrolled in the 3 previous
13 school years, the limit otherwise applicable under sub. (2m) (e), (f), or (g) is increased
14 by the additional amount that would have been calculated had the decline in average
15 enrollment been 25% of what it was.

16 **SECTION 1919d.** 121.91 (4) (f) 2. of the statutes is amended to read:

17 121.91 (4) (f) 2. Any additional revenue received by a school district as a result
18 of subd. 1. shall not be included in the base for determining the school district's limit
19 under sub. (2m) (e), (f), or (g) for the following school year.

20 **SECTION 1921.** 125.12 (6) of the statutes is created to read:

21 125.12 (6) **REVOCATION OR SUSPENSION OF INTOXICATING LIQUOR WHOLESALERS'**
22 **PERMITS FOR CERTAIN VIOLATIONS.** (a) Any person may file a sworn written complaint
23 with the department alleging that an intoxicating liquor wholesaler has violated s.
24 125.54 (7) (a). The complaint shall identify the specific legal basis for the complaint
25 and sufficient facts for the department to determine whether there is cause to find

ENGROSSED ASSEMBLY BILL 100**SECTION 1921**

1 that a violation has occurred. The department shall provide a copy of the complaint
2 to any wholesaler against whom allegations are made, along with notice of the time
3 period under par. (b) to show cause why the wholesaler's permit should not be
4 revoked or suspended or to request a hearing.

5 (b) Within 30 days of receiving a copy of the complaint under par. (a), any
6 wholesaler against whom allegations are made may file a sworn written response or
7 a written request for an evidentiary hearing before the department under s. 227.44.

8 (c) Subject to pars. (d) 1. and (dm), if no request for an evidentiary hearing is
9 made under par. (b), within 60 days of receiving any response under par. (b) or, if no
10 response is made, within 60 days of the date on which a response or request for
11 hearing is due under par. (b), the department shall make a written decision as to
12 whether a violation has occurred and either dismiss the complaint or take action
13 under par. (e). Any decision under this paragraph shall include findings of fact and
14 conclusions of law and shall state all reasons for the decision. The department shall
15 provide a copy of the decision to the complainant and to any wholesaler against whom
16 allegations are made.

17 (cm) Subject to pars. (d) 2. and (dm), if a request for an evidentiary hearing is
18 made under par. (b), the hearing shall be conducted in the manner specified for a
19 contested case under ss. 227.44 to 227.50, except that the hearing shall be conducted
20 within 45 days of receiving the request for hearing under par. (b) and the department
21 shall make its written decision, including whether a violation has occurred and
22 whether the complaint is dismissed or action is taken under par. (e), within 15 days
23 after the hearing. In addition to service of the decision as provided under s. 227.48,
24 the department shall provide a copy of the decision to the complainant.

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1 (d) 1. If no request for an evidentiary hearing is made under par. (b), within 60
2 days of receiving any response under par. (b) or, if no response is made, within 60 days
3 of the date on which a response or request for hearing is due under par. (b), the
4 department may extend the time period for making a decision under par. (c) by an
5 additional 60 days if the department provides notice within the time period specified
6 in par. (c) that an additional 60 days is necessary for investigation.

7 2. If a request for an evidentiary hearing is made under par. (b), within 45 days
8 of receiving the request for hearing under par. (b), the department may extend the
9 time period for conducting the hearing by an additional 45 days if the department
10 provides notice within 45 days of receiving the request for hearing under par. (b) that
11 an additional 45 days is necessary for investigation.

12 (dm) Within 45 days of receiving any response or request for hearing under par.
13 (b) or, if no response or request for hearing is made, within 45 days of the date on
14 which a response or request for hearing is due under par. (b), the department may
15 elect to file a complaint in circuit court under sub. (4) that includes all allegations of
16 the complaint under par. (a) for which the department determines there is cause to
17 find that a violation of s. 125.54 (7) (a) has occurred. If the department files a
18 complaint in circuit court as provided under this paragraph, the department shall
19 not conduct a hearing under par. (cm) or make a written decision under par. (c), but
20 shall proceed with the matter as provided under sub. (4).

21 (e) If the department finds the allegations under par. (a) true and sufficient, the
22 department shall either suspend for not less than 10 days nor more than 90 days or
23 revoke the wholesaler's permit, and give notice of the suspension or revocation to the
24 wholesaler.

ENGROSSED ASSEMBLY BILL 100**SECTION 1921**

1 (f) A revocation or suspension proceeding under this subsection is a contested
2 case under ch. 227, except that ss. 227.44 to 227.50 apply to a proceeding under this
3 subsection only if a request for an evidentiary hearing is made under par. (b).

4 **SECTION 1922.** 125.145 of the statutes is amended to read:

5 **125.145 Prosecutions by attorney general or department.** Upon request
6 by the secretary of revenue, the attorney general may represent this state or assist
7 a district attorney in prosecuting any case arising under this chapter. The
8 department may represent this state in prosecuting any violation of s. 125.54 (7) (a)
9 or (b) and shall bring any such action in the circuit court for Dane County.

10 **SECTION 1923.** 125.15 of the statutes is created to read:

11 **125.15 Actions against intoxicating liquor wholesalers. (1)** An
12 intoxicating liquor wholesaler, intoxicating liquor retail licensee or permittee, or
13 intoxicating liquor trade association that makes a written complaint to the
14 department under s. 125.12 (6) of a violation of s. 125.54 (7) (a) may bring an action
15 to enforce the provisions of s. 125.54 (7) if any of the following apply:

16 (a) The department has not rendered a decision within the time periods
17 specified in s. 125.12 (6) (c) to (d).

18 (b) The department has rendered a decision under s. 125.12 (6) in which the
19 department has determined that a violation has occurred but no action has been
20 brought in circuit court by the department, attorney general, or a district attorney
21 to prosecute the violation.

22 **(2)** An intoxicating liquor wholesaler, intoxicating liquor retail licensee or
23 permittee, or intoxicating liquor trade association that brings an action under sub.
24 (1) shall be entitled to recover reasonable attorney fees if found to be the prevailing
25 party.

ENGROSSED ASSEMBLY BILL 100**SECTION 1924**

1 **SECTION 1924.** 125.54 (7) of the statutes is created to read:

2 125.54 (7) BONA FIDE WHOLESALERS. (a) 1. The premises described in a permit
3 issued under this section shall be capable of warehousing intoxicating liquor. Any
4 intoxicating liquor sold by the permittee shall be physically unloaded at the premises
5 described in the permit, or at any warehouse premises for which the permittee under
6 this section also holds a permit issued under s. 125.19, prior to being delivered to a
7 retail licensee or permittee or to another wholesaler.

8 2. A permittee under this section shall annually sell and deliver intoxicating
9 liquor to at least 10 retail licensees or permittees that do not have any direct or
10 indirect interest in each other or in the permittee under this section. The department
11 shall not issue a permit under this section unless the applicant represents to the
12 department an intention to satisfy this requirement, and shall not renew a permit
13 issued under this section unless the permittee demonstrates that this requirement
14 has been satisfied.

15 (b) No intoxicating liquor retail licensee or permittee may receive a benefit from
16 a violation under par. (a) with knowledge of the circumstances giving rise to the
17 violation.

18 (c) 1. A wholesaler who violates this subsection shall be fined not more than
19 \$10,000. In addition, a court shall order the wholesaler to forfeit an amount equal
20 to any profit gained by the wholesaler or by a retail licensee or permittee that violates
21 par. (b), or by both, resulting from the violation, and the court shall further order that
22 the wholesaler's permit be revoked.

23 2. A court shall order a retail licensee or permittee who violates this subsection
24 to forfeit an amount equal to any profit gained by the retail licensee or permittee

ENGROSSED ASSEMBLY BILL 100**SECTION 1924**

1 resulting from the violation, and the court shall further order that the retail license
2 or permit be revoked.

3 3. This paragraph shall not affect the authority of any municipality or the
4 department to revoke, suspend, or refuse to renew or issue a license or permit under
5 s. 125.12.

6 (d) The department shall promulgate rules to administer and enforce the
7 requirements under this subsection. The rules shall ensure coordination between
8 the department's issuance and renewal of permits under this section and its
9 enforcement of the requirements of this subsection, and shall require that all
10 applications for issuance or renewal of permits under this section be processed by
11 department personnel generally familiar with activities of intoxicating liquor
12 wholesalers. The department shall establish by rule minimum requirements for
13 warehouse facilities on premises described in permits issued under this section and
14 for periodic site inspections by the department of such warehouse facilities.

15 **SECTION 1924m.** 125.68 (10) (bs) of the statutes is amended to read:

16 125.68 **(10)** (bs) No individual may resell wine received under par. (bm) or
17 receive more than 9 27 liters of wine annually under par. (bm).

18 **SECTION 1930.** 134.66 (1) (a) of the statutes is amended to read:

19 134.66 **(1)** (a) "Cigarette" has the meaning given in s. 139.30 ~~(1)~~ (1m).

20 **SECTION 1931.** 134.66 (1) (am) of the statutes is created to read:

21 134.66 **(1)** (am) "Direct marketer" has the meaning given in s. 139.30 (2n).

22 **SECTION 1932.** 134.66 (2) (a) of the statutes is amended to read:

23 134.66 **(2)** (a) No retailer, direct marketer, manufacturer, distributor, jobber or
24 subjobber, no agent, employee or independent contractor of a retailer, direct
25 marketer, manufacturer, distributor, jobber or subjobber and no agent or employee

ENGROSSED ASSEMBLY BILL 100**SECTION 1932**

1 of an independent contractor may sell or provide for nominal or no consideration
2 cigarettes or tobacco products to any person under the age of 18, except as provided
3 in s. 254.92 (2) (a). A vending machine operator is not liable under this paragraph
4 for the purchase of cigarettes or tobacco products from his or her vending machine
5 by a person under the age of 18 if the vending machine operator was unaware of the
6 purchase.

7 **SECTION 1933.** 134.66 (2) (am) of the statutes is amended to read:

8 134.66 (2) (am) No retailer, direct marketer, manufacturer, distributor, jobber,
9 subjobber, no agent, employee or independent contractor of a retailer, direct
10 marketer, manufacturer, distributor, jobber or subjobber and no agent or employee
11 of an independent contractor may provide for nominal or no consideration cigarettes
12 or tobacco products to any person except in a place where no person younger than 18
13 years of age is present or permitted to enter unless the person who is younger than
14 18 years of age is accompanied by his or her parent or guardian or by his or her spouse
15 who has attained the age of 18 years.

16 **SECTION 1935.** 134.66 (2) (e) of the statutes is amended to read:

17 134.66 (2) (e) No retailer or direct marketer may sell cigarettes in a form other
18 than as a package or container on which a stamp is affixed under s. 139.32 (1).

19 **SECTION 1946.** 139.06 (1) (a) of the statutes is amended to read:

20 139.06 (1) (a) The taxes imposed under s. 139.03 (intro.) on intoxicating liquor
21 at the rates under s. 139.03 (2m) shall be paid to, and a monthly return filed with,
22 the department of revenue on or before the 15th of the month following the month
23 in which the tax liability is incurred. An administrative fee of $\$$ 11 cents per gallon
24 on intoxicating liquor taxed at the rates under s. 139.03 (2m) is imposed, shall be paid

ENGROSSED ASSEMBLY BILL 100**SECTION 1946**

1 along with the taxes and shall be deposited in the appropriation under s. 20.566 (1)
2 (ha).

3 **SECTION 1948.** 139.30 (1) of the statutes is renumbered 139.30 (1m).

4 **SECTION 1949.** 139.30 (1d) of the statutes is created to read:

5 139.30 (1d) “Bonded direct marketer” means any person who acquires
6 unstamped cigarettes from the manufacturer thereof, affixes stamps to the packages
7 or other containers, stores them and sells them by direct marketing to consumers for
8 their own personal use and who may also acquire stamped cigarettes from
9 manufacturers or distributors for such sales.

10 **SECTION 1950.** 139.30 (1s) of the statutes is created to read:

11 139.30 (1s) “Consumer” means any individual who receives cigarettes for his
12 or her personal use or consumption or any individual who has title to or possession
13 of cigarettes for any purpose other than for sale or resale.

14 **SECTION 1951.** 139.30 (2n) of the statutes is created to read:

15 139.30 (2n) “Direct marketer” means a bonded direct marketer or a nonbonded
16 direct marketer.

17 **SECTION 1952.** 139.30 (2p) of the statutes is created to read:

18 139.30 (2p) “Direct marketing” means publishing or making accessible an offer
19 for the sale of cigarettes to consumers in this state, or selling cigarettes to consumers
20 in this state, using any means by which the consumer is not physically present at the
21 time of sale on a premise that sells cigarettes.

22 **SECTION 1954b.** 139.30 (4n) of the statutes is created to read:

23 139.30 (4n) “Government issued identification” includes a valid driver’s
24 license, state identification card, passport, or military identification.

25 **SECTION 1956.** 139.30 (8d) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1956**

1 139.30 **(8d)** “Nonbonded direct marketer” means any person who acquires
2 stamped cigarettes from the manufacturers or distributors, stores them, and sells
3 them by direct marketing to consumers for their own personal use.

4 **SECTION 1958.** 139.30 (10) of the statutes is amended to read:

5 139.30 **(10)** “Retailer” ~~means any person who sells, exposes for sale or possesses~~
6 ~~with intent to sell to consumers any cigarettes~~ has the meaning given in s. 134.66 (1)
7 (g).

8 **SECTION 1959.** 139.32 (1) of the statutes is amended to read:

9 139.32 **(1)** The tax imposed by s. 139.31 (1) shall be paid. To evidence the
10 payment, the department shall provide stamps. A person who has paid the tax shall
11 affix stamps of the proper denomination to each package in which cigarettes are
12 packed, prior to the first sale within this state. First sale does not include a sale by
13 a manufacturer to a distributor or to a bonded direct marketer or by a distributor to
14 a permittee who has obtained department approval as provided for in s. 139.321 (1)
15 (a) 2. The tax shall be paid only once on each package or container.

16 **SECTION 1961.** 139.32 (5) of the statutes is amended to read:

17 139.32 **(5)** Manufacturers, bonded direct marketers, and distributors ~~having~~
18 ~~a permit from the secretary~~ who are authorized by the department to purchase tax
19 stamps shall receive a discount of 1.6% of the tax paid on stamp purchases.

20 **SECTION 1962.** 139.32 (5m) of the statutes is amended to read:

21 139.32 **(5m)** Distributors, bonded direct marketers, and manufacturers shall
22 pay to the department the cost of printing and shipping those stamps.

23 **SECTION 1963.** 139.32 (6) of the statutes is amended to read:

24 139.32 **(6)** Manufacturers, bonded direct marketers, and distributors ~~having~~
25 ~~a permit from the secretary~~ who are authorized by the department to purchase tax

ENGROSSED ASSEMBLY BILL 100**SECTION 1963**

1 stamps may purchase stamps on credit. The secretary may require manufacturers,
2 bonded direct marketers, and distributors who purchase stamps on credit to file
3 under the conditions prescribed by the secretary by rule.

4 **SECTION 1964.** 139.321 (1) (intro.) of the statutes is amended to read:

5 139.321 (1) (intro.) It is unlawful for any person to possess ~~in excess of 400~~
6 cigarettes unless the required stamps are properly affixed as provided in ss. 139.32
7 (1) and 139.33 (4).

8 **SECTION 1966.** 139.33 (3) of the statutes is amended to read:

9 139.33 (3) No person other than a member of the armed forces, as specified in
10 this subsection, a licensed distributor, or a bonded direct marketer who is authorized
11 by the department to purchase and affix tax stamps may import into this state ~~more~~
12 ~~than 400~~ cigarettes on which the excise tax imposed by s. 139.31 has not been paid
13 and the container of which does not bear proper stamps. Within 15 days, any such
14 person importing cigarettes shall file a declaration of such cigarettes imported and
15 shall remit therewith the tax on such cigarettes imposed by this section. Members
16 of the armed forces shall not be required to report or pay the tax on cigarettes in their
17 possession if such cigarettes are issued to them by the U.S. government or any of its
18 subdivisions or were purchased in any armed forces post exchange or service store
19 for their personal use or consumption. If the use tax imposed by this section is not
20 paid when due, it shall become delinquent and the person liable for it shall pay, in
21 addition, a penalty of \$25 for each 200 cigarettes. Interest on the delinquent tax and
22 penalty shall accrue at the rate of 1.5% per month or each fraction of a month from
23 the date the tax became due until paid.

24 **SECTION 1975.** 139.34 (3) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1975**

1 139.34 (3) No distributor or bonded direct marketer may affix stamps to
2 cigarette packages, as provided in s. 139.32, unless the distributor or bonded direct
3 marketer certifies to the department, in a manner prescribed by the department,
4 that the distributor or bonded direct marketer purchases cigarettes directly from a
5 manufacturer.

6 **SECTION 1979b.** 139.345 of the statutes is created to read:

7 **139.345 Direct marketing. (1)** (a) (intro.) No person may sell cigarettes to
8 consumers in this state as a direct marketer unless the person submits to the
9 department the person's name, trade name, address of the person's principal place
10 of business, phone number, e-mail address, and Web site address.

11 (b) No person may sell cigarettes as described under this section unless the
12 person certifies to the department, in the manner prescribed by the department, that
13 the person shall acquire stamped cigarettes from a licensed distributor or
14 unstamped cigarettes from the manufacturer thereof, pay the tax imposed under this
15 subchapter on all unstamped cigarettes and affix stamps to the cigarette packages
16 or containers as provided under s. 139.32 (1), store such packages or containers, and
17 sell only such packages or containers to consumers in this state by direct marketing;
18 or acquire cigarettes from a distributor, to the packages or containers of which
19 stamps have been affixed as provided under s. 139.32 (1), and sell only such packages
20 or containers to consumers in this state by direct marketing.

21 (d) No person may sell cigarettes as described in this section unless the person
22 certifies to the department, in the manner prescribed by the department, that the
23 person shall register with credit card and debit card companies; that the invoices and
24 all means of solicitation for all shipments of cigarette sales from the person shall bear

ENGROSSED ASSEMBLY BILL 100**SECTION 1979b**

1 the person's name and address; and that the person shall provide the department any
2 information the department considers necessary to administer this section.

3 (2) No person may sell cigarettes to consumers in this state by direct marketing
4 unless the tax imposed under s. 77.52 or 77.53 is paid on the sale of such cigarettes.

5 (3) No person may sell cigarettes to consumers in this state unless the person
6 does all of the following:

7 (a) Verifies the consumer's name and address and that the consumer is at least
8 18 years of age by any of the following methods:

9 1. The person uses a database that includes information based on public
10 records.

11 2. The person receives from the consumer, at the time of purchase, a copy of a
12 government issued identification.

13 3. The person uses a mechanism, other than a mechanism specified under subd.
14 1. or 2., that is approved by the department.

15 (b) Obtains from the consumer, at the time of purchase, a statement signed by
16 the consumer that confirms all of the following:

17 1. The consumer's name, address, and birth date.

18 2. That the consumer understands that no person who is under 18 years of age
19 may purchase or possess cigarettes or falsely represent his or her age for the purpose
20 of receiving cigarettes, as provided under s. 254.92.

21 3. That the consumer understands that any person who, for the purpose of
22 obtaining credit, goods, or services, intentionally uses, attempts to use, or possesses
23 with intent to use, any personal identifying information or personal identification
24 document of an individual, including a deceased individual, without the
25 authorization or consent of the individual and by representing that he or she is the

ENGROSSED ASSEMBLY BILL 100**SECTION 1979b**

1 individual, that he or she is acting with the authorization or consent of the
2 individual, or that the information or document belongs to him or her, is guilty of a
3 Class H felony, as provided under s. 943.201.

4 (4) Any person who makes a sale of cigarettes by means of the Internet shall,
5 at the time of purchase, obtain the purchaser's electronic mail address and shall
6 receive payment for the sale by credit card, debit card, or check prior to shipping.

7 (5) The invoice for any shipment of cigarettes sold to consumers in this state
8 by direct marketing shall specify the name and address of the seller and any valid
9 permit issued under s. 139.34 that is held by the seller.

10 (6) All packages of cigarettes shipped to consumers in this state shall be clearly
11 labelled "CIGARETTES" on the outside of such packages.

12 (7) (a) No person may deliver a package of cigarettes sold by direct marketing
13 to a consumer in this state unless the person making the delivery receives a
14 government issued identification card from the person receiving the package and
15 verifies that the person receiving the package is at least 18 years of age. If the person
16 receiving the package is not the person to whom the package is addressed, the person
17 delivering the package shall have the person receiving the package sign a statement
18 that affirms that the person to whom the package is addressed is at least 18 years
19 of age.

20 (b) No person may deliver a package of cigarettes to a consumer in this state
21 unless the seller of the cigarettes provides proof to the person making the delivery
22 that the seller has complied with all requirements under this subchapter. A seller
23 shall have no course of action against any person who refuses to deliver cigarettes
24 as provided under this subdivision.

25 **SECTION 1980.** 139.35 (1) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 1980**

1 139.35 (1) TRANSFERS. No person may give, sell or lend any stamps to another
2 and no person may accept, purchase or borrow any stamps from another. All sales
3 and transfers of stamps may be made only by the secretary to permit holding
4 manufacturers and distributors, and bonded direct marketers who are authorized
5 by the department to purchase and affix tax stamps.

6 **SECTION 1980m.** 139.362 of the statutes is created to read:

7 **139.362 Bad debt deductions. (1)** In this section, “bad debt” means an
8 amount that is equal to the purchase price of cigarettes, if such amount may be
9 claimed as a deduction under section 166 of the Internal Revenue Code. “Bad debt”
10 does not include financing charges, interest on the wholesale price of cigarettes,
11 uncollectible amounts on property that remains in the seller’s possession until the
12 full purchase price is paid, expenses incurred in attempting to collect any debt, debts
13 sold or assigned to 3rd parties for collection, and repossessed property.

14 **(2)** A person who pays the taxes imposed under this subchapter may claim as
15 a deduction on a return under s. 139.38, and against the purchase of stamps under
16 s. 139.32, the amount of any such taxes that are attributable to bad debt that the
17 person writes off as uncollectible in the person’s books and records and that is eligible
18 to be deducted as bad debt for federal income tax purposes, regardless of whether the
19 person is required to file a federal income tax return. A person who claims a
20 deduction under this section shall claim the deduction on the return under s. 139.38
21 that is submitted for the period in which the person writes off the amount of the bad
22 debt as uncollectible in the person’s books and records and in which such amount is
23 eligible to be deducted as bad debt for federal income tax purposes. If the person
24 subsequently collects in whole or in part any bad debt for which a deduction is
25 claimed under this section, the person shall submit to the department the portion of

ENGROSSED ASSEMBLY BILL 100**SECTION 1980m**

1 the deduction related to the amount collected, in the manner prescribed by the
2 department and for the period in which the amount is collected.

3 **(3)** A person who claims a deduction under this section shall submit the claim
4 on a form prescribed by the department and shall submit with the form all of the
5 following:

6 (a) A copy of the original invoice for the sale of cigarettes that represents bad
7 debt.

8 (b) Evidence that the cigarettes described in the invoice under par. (a) were
9 delivered to the person who ordered them.

10 (c) Evidence that the person who ordered and received the cigarettes did not
11 pay the person who claims a deduction under this section for the cigarettes.

12 (d) Evidence that the person who claims a deduction under this section used
13 reasonable collection practices in attempting to collect the amount owed under par.

14 (c).

15 **(4)** Any person who possesses cigarettes for which the taxes imposed under this
16 subchapter have not been paid and have been claimed as a deduction under this
17 section shall file a report as prescribed by the department, pay the taxes imposed
18 under this subchapter on the cigarettes, and be subject to this subchapter in the same
19 manner as is provided for persons who hold valid permits under this subchapter.

20 **SECTION 1980n.** 139.363 of the statutes is created to read:

21 **139.363 Preferred claims.** If the property of any purchaser of cigarettes from
22 any permittee under this subchapter is seized upon any intermediate or final process
23 of any court in this state, or if the business of any purchaser of cigarettes from any
24 permittee under this subchapter is suspended by the action of creditors or put into
25 the hands of any assignee, receiver, or trustee, all amounts that are due from the

ENGROSSED ASSEMBLY BILL 100**SECTION 1980n**

1 purchaser to any permittee for taxes imposed under this subchapter that the
2 permittee has paid to the state for cigarettes purchased from the permittee shall be
3 considered preferred claims, and shall be paid in full, and the permittee shall be a
4 preferred creditor.

5 **SECTION 1982.** 139.38 (1) of the statutes is amended to read:

6 139.38 (1) Every manufacturer located out of the state shall keep records of all
7 sales of cigarettes shipped into this state. Every manufacturer located in the state
8 shall keep records of production, sales and withdrawals of cigarettes. Every
9 distributor and direct marketer shall keep records of purchases and sales of
10 cigarettes. Every manufacturer, bonded direct marketer, and distributor ~~holding a~~
11 ~~permit from the secretary with the right~~ who is authorized by the department to
12 purchase and apply stamps shall also keep records of purchases and disposition of
13 stamps. Every jobber, multiple retailer, and vending machine operator shall keep
14 records of all purchases and disposition of cigarettes. Every warehouse operator
15 shall keep records of receipts and withdrawals of cigarettes. All such records shall
16 be accurate and complete and be kept in a manner prescribed by the secretary. These
17 records shall be preserved on the premises described in the permit or license in such
18 a manner as to ensure permanency and accessibility for inspection at reasonable
19 hours by authorized personnel of the department.

20 **SECTION 1983.** 139.38 (1m) of the statutes is created to read:

21 139.38 (1m) Records of purchases and sales of cigarettes under sub. (1) that
22 are kept by direct marketers shall indicate, for each shipment of cigarettes into this
23 state in the month preceding the report under sub. (2), the invoice date and number;
24 the quantity of cigarettes shipped; the brand name of the cigarettes shipped; the
25 manufacturer of the cigarettes shipped and the point of origin; the purchaser's name,

ENGROSSED ASSEMBLY BILL 100**SECTION 1983**

1 address, and birth date; the name of the person to whom the cigarettes were shipped;
2 the address to which the cigarettes were shipped; and any other information the
3 department requires.

4 **SECTION 1984.** 139.38 (2) of the statutes is amended to read:

5 139.38 (2) (a) Except as provided in par. (b), every permittee manufacturer,
6 distributor, jobber, and direct marketer shall render a true and correct invoice of
7 every sale of cigarettes ~~at wholesale~~ and every permittee shall on or before the 15th
8 day of each calendar month file a verified report of all cigarettes purchased, sold,
9 received, warehoused or withdrawn during the preceding calendar month.

10 (b) The department may allow any jobber, multiple retailer, nonbonded direct
11 marketer, or vending machine operator permittee who does not sell cigarettes, except
12 for those on which the tax under this chapter is paid, to file a quarterly report. The
13 quarterly report shall be filed on or before the 15th day of the next month following
14 the close of each calendar quarter. The report shall specify the number of cigarettes
15 purchased and sold during the preceding calendar quarter.

16 **SECTION 1986.** 139.395 of the statutes is amended to read:

17 **139.395 Theft of tax moneys.** All cigarette tax moneys received by a
18 distributor, bonded direct marketer, or manufacturer for the sale of cigarettes on
19 which the tax under this subchapter has become due and has not been paid are trust
20 funds in the hands of the distributor, bonded direct marketer, or manufacturer and
21 are the property of this state. Any distributor, bonded direct marketer, or
22 manufacturer who fraudulently withholds, appropriates or otherwise uses cigarette
23 tax moneys that are the property of this state is guilty of theft under s. 943.20 (1),
24 whether or not the distributor, bonded direct marketer, or manufacturer has or
25 claims to have an interest in those moneys.

ENGROSSED ASSEMBLY BILL 100**SECTION 1992**

1 **SECTION 1992.** 139.45 of the statutes is amended to read:

2 **139.45 Prosecutions by attorney general.** Upon request by the secretary
3 of revenue, the attorney general may represent this state or assist a district attorney
4 in prosecuting any case arising under this subchapter or under ss. 134.65 and 134.66.
5 The attorney general may take any action necessary to enforce s. 139.345.

6 **SECTION 1992c.** 139.46 of the statutes is created to read:

7 **139.46 Lists.** The department shall compile and maintain a list of direct
8 marketers who have complied with the requirements of s. 139.345 and a list of direct
9 marketers who the department knows have not complied with such requirements.
10 The department shall provide copies of the lists described under this section to the
11 attorney general and to each person who delivers cigarettes to consumers in this
12 state that are sold by direct marketing under s. 139.345.

13 **SECTION 2003.** 139.75 (12) of the statutes is amended to read:

14 **139.75 (12)** “Tobacco products” means cigars; cheroots; stogies; periques;
15 granulated, plug cut, crimp cut, ready-rubbed and other smoking tobacco; snuff;
16 snuff flour; cavendish; plug and twist tobacco; fine cut and other chewing tobaccos;
17 shorts; refuse scraps, clippings, cuttings and sweepings of tobacco and other kinds
18 and forms of tobacco prepared in such manner as to be suitable for chewing or
19 smoking in a pipe or otherwise, or both for chewing and smoking; but “tobacco
20 products” does not include cigarettes, as defined under s. 139.30 ~~(1)~~ (1m).

21 **SECTION 2009m.** 139.801 of the statutes is created to read:

22 **139.801 Bad debt deductions. (1)** In this section, “bad debt” means an
23 amount that is equal to the purchase price of tobacco products, if such amount may
24 be claimed as a deduction under section 166 of the Internal Revenue Code. “Bad
25 debt” does not include financing charges, interest on the wholesale price of tobacco

ENGROSSED ASSEMBLY BILL 100**SECTION 2009m**

1 products, uncollectible amounts on property that remains in the seller's possession
2 until the full purchase price is paid, expenses incurred in attempting to collect any
3 debt, debts sold or assigned to 3rd parties for collection, and repossessed property.

4 **(2)** A distributor who pays the taxes imposed under s. 139.76 may claim as a
5 deduction on a return under s. 139.77 the amount of any such taxes that are
6 attributable to bad debt that the distributor writes off as uncollectible in the
7 distributor's books and records and that is eligible to be deducted as bad debt for
8 federal income tax purposes, regardless of whether the distributor is required to file
9 a federal income tax return. A distributor who claims a deduction under this section
10 shall claim the deduction on the return under s. 139.77 that is submitted for the
11 period in which the distributor writes off the amount of the deduction as uncollectible
12 in the distributor's books and records and in which such amount is eligible to be
13 deducted as bad debt for federal income tax purposes. If the distributor subsequently
14 collects in whole or in part any bad debt for which a deduction is claimed under this
15 section, the distributor shall include the amount collected in the return filed for the
16 period in which the amount is collected and shall pay the tax with the return.

17 **(3)** A distributor who claims a deduction under this section shall submit with
18 the return under sub. (2) all of the following:

19 (a) A copy of the original invoice for the sale of tobacco products that represents
20 bad debt.

21 (b) Evidence that the tobacco products described in the invoice under par. (a)
22 were delivered to the person who ordered them.

23 (c) Evidence that the person who ordered and received the tobacco products did
24 not pay the distributor for the tobacco products.

ENGROSSED ASSEMBLY BILL 100**SECTION 2009m**

1 (d) Evidence that the distributor used reasonable collection practices in
2 attempting to collect the amount owed under par. (c).

3 (4) Any person who possesses tobacco products for which the taxes imposed
4 under this subchapter have not been paid and have been claimed as a deduction
5 under this section shall file a report as prescribed by the department, pay the taxes
6 imposed under this subchapter on the tobacco products, and be subject to this
7 subchapter in the same manner as is provided for persons who hold valid permits
8 under this subchapter.

9 **SECTION 2009n.** 139.802 of the statutes is created to read:

10 **139.802 Preferred claims.** If the property of any purchaser of tobacco
11 products from any permittee under this subchapter is seized upon any intermediate
12 or final process of any court in this state, or if the business of any purchaser of tobacco
13 products from any permittee under this subchapter is suspended by the action of
14 creditors or put into the hands of any assignee, receiver, or trustee, all amounts that
15 are due from the purchaser to any permittee for taxes imposed under this subchapter
16 that the permittee has paid to the state for tobacco products purchased from the
17 permittee shall be considered preferred claims, and shall be paid in full, and the
18 permittee shall be a preferred creditor.

19 **SECTION 2012c.** 139.91 (1) of the statutes is amended to read:

20 139.91 (1) The Except as provided in sub. (4), the department may not reveal
21 facts obtained in administering this subchapter, except that the department may
22 publish statistics that do not reveal the identities of dealers.

23 **SECTION 2013c.** 139.91 (4) of the statutes is created to read:

24 139.91 (4) The secretary of revenue and employees of that department may
25 reveal facts obtained in administering this subchapter for the purposes of preparing

ENGROSSED ASSEMBLY BILL 100**SECTION 2013c**

1 and maintaining the list of persons with unpaid tax obligations as described in s.
2 73.03 (62) so that the list of such persons is available for public inspection.

3 **SECTION 2014.** 145.08 (1) (b) of the statutes is amended to read:

4 145.08 (1) (b) For master plumber's license, ~~\$250~~ \$500, and ~~\$250~~ \$500 for each
5 renewal of the ~~2-year~~ 4-year license if application is made prior to the date of
6 expiration; after that date an additional fee of \$20.

7 **SECTION 2015.** 145.08 (1) (d) of the statutes is amended to read:

8 145.08 (1) (d) For journeyman plumber's license, ~~\$90~~ \$180, and ~~\$90~~ \$180 for
9 each renewal of the ~~2-year~~ 4-year license if application is made prior to the date of
10 expiration; after that date an additional fee of \$10.

11 **SECTION 2016.** 145.08 (1) (e) of the statutes is amended to read:

12 145.08 (1) (e) For temporary permit pending examination and issuance of
13 license for master plumber, \$400; for journeyman \$150 and which shall also cover the
14 examination fee prescribed and the license fee for the ~~2-year~~ 4-year period in which
15 issued.

16 **SECTION 2017.** 145.08 (1) (g) of the statutes is amended to read:

17 145.08 (1) (g) For master plumber's license (restricted), ~~\$250~~ \$500, and ~~\$250~~
18 \$500 for each renewal of the ~~2-year~~ 4-year license if application is made prior to the
19 date of expiration; after that date an additional fee of \$20.

20 **SECTION 2018.** 145.08 (1) (i) of the statutes is amended to read:

21 145.08 (1) (i) For journeyman plumber's license (restricted), ~~\$90~~ \$180, and ~~\$90~~
22 \$180 for each renewal of the ~~2-year~~ 4-year license if application is made prior to the
23 date of expiration; after that date an additional fee of \$10.

24 **SECTION 2019.** 145.08 (1) (L) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2019**

1 145.08 (1) (L) For an automatic fire sprinkler contractor's license, \$1,000
2 \$2,000, and ~~\$1,000~~ \$2,000 for each renewal of the ~~2-year~~ 4-year license if application
3 is made prior to the date of expiration; after that date an additional fee of \$25.

4 **SECTION 2020.** 145.08 (1) (Lm) of the statutes is amended to read:

5 145.08 (1) (Lm) For an automatic fire sprinkler – maintenance only
6 registration, ~~\$200~~ \$400, and ~~\$200~~ \$400 for each renewal of the ~~2-year~~ 4-year
7 registration if application is made prior to the date of expiration; after that date an
8 additional fee of \$25.

9 **SECTION 2021.** 145.08 (1) (n) of the statutes is amended to read:

10 145.08 (1) (n) For a journeyman automatic fire sprinkler fitter's license, ~~\$90~~
11 \$180, and ~~\$90~~ \$180 for each renewal of the ~~2-year~~ 4-year license if application is
12 made prior to the date of expiration; after that date an additional fee of \$10.

13 **SECTION 2022.** 145.08 (1) (nm) of the statutes is amended to read:

14 145.08 (1) (nm) For an automatic fire sprinkler fitter – maintenance only
15 registration certificate, ~~\$30~~ \$60, and ~~\$30~~ \$60 for each renewal of the ~~2-year~~ 4-year
16 registration if application is made prior to the date of expiration; after that date an
17 additional fee of \$10.

18 **SECTION 2023.** 145.08 (1) (o) of the statutes is amended to read:

19 145.08 (1) (o) For utility contractor's license, ~~\$250~~, \$500 and ~~\$250~~ \$500 for each
20 renewal of the ~~2-year~~ 4-year license if application is made prior to the date of
21 expiration; after that date an additional fee of \$10.

22 **SECTION 2024.** 145.08 (1) (p) of the statutes is amended to read:

23 145.08 (1) (p) For a plumbing supervisor employed by the department in accord
24 with s. 145.02 (3) (a), no cost for the appropriate ~~2-year~~ 4-year license for which the
25 plumbing supervisor has previously qualified.

ENGROSSED ASSEMBLY BILL 100**SECTION 2025**

1 **SECTION 2025.** 145.08 (1) (q) of the statutes is amended to read:

2 145.08 (1) (q) For a pipelayer's registration, \$90 \$180 at the time of registration
3 and \$90 \$180 for each subsequent ~~2-year~~ 4-year period of registration.

4 **SECTION 2026.** 145.08 (2) of the statutes is amended to read:

5 145.08 (2) No license or registration may be issued for longer than ~~2~~ 4 years.
6 Any license or registration may be renewed upon application made prior to the date
7 of expiration. The department may renew licenses or registrations upon application
8 made after the date of expiration if it is satisfied that the applicant has good cause
9 for not applying for renewal prior to the date of expiration and upon payment of the
10 renewal and additional fees prescribed.

11 **SECTION 2026r.** 146.50 (9) of the statutes is amended to read:

12 146.50 (9) TRAINING. The department may arrange for or approve courses of or
13 instructional programs in or outside this state to meet the education and training
14 requirements of this section, including training required for license or certificate
15 renewal. ~~Courses required for a license or renewal of a license as an emergency~~
16 ~~medical technician – basic shall be free of charge to an individual who is employed~~
17 ~~by or affiliated with a public agency, volunteer fire company or nonprofit corporation~~
18 ~~and is the holder of a license or training permit as an emergency medical technician–~~
19 ~~basic or eligible to hold such a license or training permit.~~ If the department
20 determines that an area or community need exists, the courses shall be offered at
21 technical colleges in the area or community. Initial priority shall be given to the
22 training of emergency medical technicians – basic serving the rural areas of the
23 state. If an emergency medical technician – basic completes a course approved by
24 the department on treatment of anaphylactic shock, the emergency medical

ENGROSSED ASSEMBLY BILL 100**SECTION 2026r**

1 technician – basic acts within the scope of the license if he or she performs injections
2 or other treatment for anaphylactic shock under the direction of a physician.

3 **SECTION 2028.** 146.55 (5) of the statutes is renumbered 146.55 (5) (a) and
4 amended to read:

5 146.55 (5) (a) From the appropriation under s. 20.435 (5) (ch), the department
6 shall annually distribute funds to entities, ~~including technical college districts,~~
7 ~~whose courses or instructional programs are approved by the department under s.~~
8 ~~146.50 (9), to assist the entities in providing ambulance service providers that are~~
9 ~~public agencies, volunteer fire departments, or nonprofit corporations to purchase~~
10 ~~the training required for licensure and renewal of licensure as an emergency medical~~
11 ~~technician – basic under s. 146.50 (6), and to fund each examination administered~~
12 ~~by the entity pay for administration of the examination required for licensure or~~
13 ~~renewal of licensure as an emergency medical technician – basic under s. 146.50 (6)~~
14 (a) 3. and (b) 1.

15 **SECTION 2029.** 146.55 (5) (b) of the statutes is created to read:

16 146.55 (5) (b) The department shall require as a condition of relicensure that
17 an ambulance service provider submit to the department a financial report on the
18 expenditure of funds received under par. (a).

19 **SECTION 2030.** 146.58 (7) of the statutes is amended to read:

20 146.58 (7) Advise, make recommendations to, and consult with the department
21 concerning the funding under s. 146.55 (4) and (5), including recommending a
22 formula for allocating funds among ambulance service providers under s. 146.55 (5).

23 **SECTION 2031m.** 146.65 (1) (c) of the statutes is created to read:

24 146.65 (1) (c) In each fiscal year, not more than \$400,000, to a rural health clinic
25 in Chippewa Falls to provide dental services to persons who are developmentally

ENGROSSED ASSEMBLY BILL 100**SECTION 2031m**

1 disabled or elderly or who have low income, in the area surrounding Chippewa Falls,
2 including the counties of Chippewa, Dunn, Barron, Taylor, Clark, and Eau Claire.

3 **SECTION 2032.** 146.70 (3m) (d) 1g. of the statutes is repealed and recreated to
4 read:

5 146.70 (3m) (d) 1g. If an application under par. (c) includes an estimate of costs
6 identified in par. (c) 1. d. incurred during the reimbursement period or between
7 January 1, 1999, and September 3, 2003, the commission may approve the
8 application only if the commission determines that the local government's collection
9 of land information, as defined in s. 16.967 (1) (b), and development of a land
10 information system, as defined in s. 16.967 (1) (c), that is related to that purpose are
11 consistent with the applicable county land records modernization plans developed
12 under s. 59.72 (3) (b), conform to the standards on which such plans are based, and
13 do not duplicate land information collection and other efforts funded through the
14 land information program under s. 16.967 (7). The commission shall obtain the
15 advice of the department of administration in making determinations under this
16 subdivision.

17 **SECTION 2032m.** Chapter 149 (title) of the statutes is amended to read:

CHAPTER 149**MANDATORY HEALTH INSURANCE****RISK-SHARING PLAN**

21 **SECTION 2033m.** 149.10 (2) of the statutes is amended to read:

22 149.10 (2) "Board" means the board of ~~governors established~~ directors under
23 s. ~~149.15~~ 149.11 (1).

24 **SECTION 2033r.** 149.10 (2j) (a) 3. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2033r**

1 149.10 (2j) (a) 3. Part A ~~or~~, part B, or part D of title XVIII of the federal Social
2 Security Act.

3 **SECTION 2034c.** 149.10 (2m) of the statutes is repealed.

4 **SECTION 2034m.** 149.10 (2t) (c) of the statutes is amended to read:

5 149.10 (2t) (c) The individual does not have creditable coverage and is not
6 eligible for coverage under a group health plan, part A ~~or~~, part B, or part D of title
7 XVIII of the federal Social Security Act or a state plan under title XIX of the federal
8 Social Security Act or any successor program.

9 **SECTION 2035c.** 149.10 (3) of the statutes is amended to read:

10 149.10 (3) “Eligible person” means a resident of ~~this state~~ who qualifies under
11 s. 149.12 whether or not the person is legally responsible for the payment of medical
12 expenses incurred on the person’s behalf.

13 **SECTION 2035m.** 149.10 (3e) of the statutes is amended to read:

14 149.10 (3e) “Fund” means the ~~health insurance risk-sharing plan~~ Health
15 Insurance Risk-Sharing Plan fund under s. 149.11 (2).

16 **SECTION 2036c.** 149.10 (7) of the statutes is amended to read:

17 149.10 (7) “Medicare” means coverage under ~~both part A and~~, part B, and part
18 D of Title XVIII of the federal social security act, 42 USC 1395 et seq., as amended.

19 **SECTION 2036m.** 149.10 (9) of the statutes is amended to read:

20 149.10 (9) “Resident” means a person who has been legally domiciled in this
21 state for a period of at least ~~30 days~~ 6 months or, with respect to an eligible individual,
22 an individual who resides in this state. For purposes of this chapter, legal domicile
23 is established by living in this state and obtaining a Wisconsin motor vehicle
24 operator’s license, registering to vote in Wisconsin or filing a Wisconsin income tax
25 return. A child is legally domiciled in this state if the child lives in this state and if

ENGROSSED ASSEMBLY BILL 100**SECTION 2036m**

1 at least one of the child's parents or the child's guardian is legally domiciled in this
2 state. A person with a developmental disability or another disability which prevents
3 the person from obtaining a Wisconsin motor vehicle operator's license, registering
4 to vote in Wisconsin, or filing a Wisconsin income tax return, is legally domiciled in
5 this state by living in this state.

6 **SECTION 2037c.** 149.10 (10) of the statutes is repealed.

7 **SECTION 2037m.** 149.11 of the statutes is repealed and recreated to read:

8 **149.11 Administration of plan. (1)** APPOINTMENT OF BOARD OF DIRECTORS;
9 FORMATION OF ADMINISTERING ORGANIZATION. (a) No later than September 1, 2005, the
10 commissioner shall nominate 13 individuals to be appointed with the advice and
11 consent of the senate to serve as the initial directors of the board of the organization
12 to be formed under par. (b). The board shall consist of 4 representatives of
13 participating insurers; 4 representatives of health care providers, including one
14 representative of the Wisconsin Medical Society, one representative of the Wisconsin
15 Hospital Association, Inc., one representative of the Pharmacy Society of Wisconsin,
16 and one representative of health care providers that provide services to persons with
17 coverage under the plan; and 5 other members, at least one of whom represents small
18 businesses that purchase private health insurance and at least one of whom is a
19 person with coverage under the plan. In making the nominations to the board, the
20 commissioner shall first consult with one or more trade or professional associations
21 whose members include participating insurers, one or more trade or professional
22 associations whose members include health care providers that provide services to
23 persons with coverage under the plan, and one or more trade or professional
24 associations whose members include small business owners.

ENGROSSED ASSEMBLY BILL 100**SECTION 2037m**

1 (b) The individuals appointed as initial directors under par. (a) shall form a
2 private, nonprofit organization under ch. 181 and shall take all actions necessary to
3 exempt the organization from federal taxation under section 501 (a) of the Internal
4 Revenue Code. The articles of incorporation shall include all of the following:

5 1. The names and addresses of the 13 individuals as the initial directors.

6 2. That the purpose of the organization is to administer the plan.

7 3. That the directors, including the initial directors, shall serve staggered
8 3-year terms.

9 4. That the directors shall satisfy the criteria specified in par. (a) and shall be
10 nominated by the commissioner, after consultation as specified in par. (a), and
11 appointed with the advice and consent of the senate.

12 (c) As a condition for the release of funds under s. 20.145 (5) (g), the
13 organization, through the board, shall administer the plan in conformity with this
14 chapter and perform any other duties required of the organization or board under
15 this chapter.

16 **(2) FUND.** (a) The board shall pay the operating and administrative expenses
17 of the plan from the fund, which shall be outside the state treasury and which shall
18 consist of all of the following:

19 3. The earnings resulting from investments under par. (b).

20 4. Any other moneys received by the organization or board from time to time.

21 (b) The board controls the assets of the fund and shall select regulated financial
22 institutions in this state that receive deposits in which to establish and maintain
23 accounts for assets needed on a current basis. If practicable, the accounts shall earn
24 interest.

ENGROSSED ASSEMBLY BILL 100**SECTION 2037m**

1 (c) Moneys in the fund may be expended only for the purposes specified in par.

2 (a).

3 **(3) IMMUNITY.** No cause of action of any nature may arise against and no
4 liability may be imposed upon the organization, plan, or board; or any agent,
5 employee, or director of any of them; or contributor insurers; or the commissioner;
6 or any of the commissioner's agents, employees, or representatives, for any act or
7 omission by any of them in the performance of their powers and duties under this
8 chapter.

9 **SECTION 2038c.** 149.115 of the statutes is amended to read:

10 **149.115 Rules relating to creditable coverage.** The commissioner, ~~in~~
11 ~~consultation with the department,~~ shall promulgate rules that specify how
12 creditable coverage is to be aggregated for purposes of s. 149.10 (2t) (a) and that
13 determine the creditable coverage to which s. 149.10 (2t) (b) and (d) applies. The
14 rules shall comply with section 2701 (c) of P.L. 104–191.

15 **SECTION 2038m.** 149.12 (1) (intro.) of the statutes is amended to read:

16 149.12 **(1)** (intro.) Except as provided in subs. (1m) ~~and~~, (2), and (3), the board
17 ~~or plan administrator~~ shall certify as eligible a person who is covered by ~~medicare~~
18 Medicare because he or she is disabled under 42 USC 423, a person who submits
19 evidence that he or she has tested positive for the presence of HIV, antigen or
20 nonantigenic products of HIV, or an antibody to HIV, a person who is an eligible
21 individual, and any person who receives and submits any of the following based
22 wholly or partially on medical underwriting considerations within 9 months prior to
23 making application for coverage by the plan:

24 **SECTION 2039c.** 149.12 (1) (a) of the statutes is amended to read:

25 149.12 **(1)** (a) A notice of rejection of coverage from ~~one~~ 2 or more insurers.

ENGROSSED ASSEMBLY BILL 100**SECTION 2039m**

1 **SECTION 2039m.** 149.12 (1m) of the statutes is amended to read:

2 149.12 **(1m)** The board ~~or plan administrator~~ may not certify a person as
3 eligible under circumstances requiring notice under sub. (1) (a) to (d) if the required
4 notices were issued by an insurance intermediary who is not acting as an
5 administrator, as defined in s. 633.01.

6 **SECTION 2040c.** 149.12 (2) (g) of the statutes is created to read:

7 149.12 **(2)** (g) A person is not eligible for coverage under the plan if the person
8 is eligible for any of the following:

- 9 1. Services under s. 46.27 (11), 46.275, 46.277, or 46.278.
- 10 2. Medical assistance provided as part of a family care benefit, as defined in s.
11 46.2805 (4).
- 12 3. Services provided under a waiver requested under 2001 Wisconsin Act 16,
13 section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c).
- 14 4. Services provided under the program of all-inclusive care for persons aged
15 55 or older authorized under 42 USC 1396u-4.
- 16 5. Services provided under the demonstration program under a federal waiver
17 authorized under 42 USC 1315.
- 18 6. Health care coverage under the Badger Care health care program under s.
19 49.665.

20 **SECTION 2040m.** 149.12 (3) (a) of the statutes is amended to read:

21 149.12 **(3)** (a) Except as provided in pars. (b) to (e) and (bm), no person is eligible
22 for coverage under the plan for whom a premium, deductible, or coinsurance amount
23 is paid or reimbursed by a federal, state, county, or municipal government or agency
24 as of the first day of any term for which a premium amount is paid or reimbursed and

ENGROSSED ASSEMBLY BILL 100**SECTION 2040m**

1 as of the day after the last day of any term during which a deductible or coinsurance
2 amount is paid or reimbursed.

3 **SECTION 2041c.** 149.12 (3) (c) of the statutes is repealed.

4 **SECTION 2041m.** 149.12 (4) and (5) of the statutes are created to read:

5 149.12 (4) Subject to subs. (1m), (2), and (3), the board may establish criteria
6 that would enable additional persons to be eligible for coverage under the plan. The
7 board shall ensure that any expansion of eligibility is consistent with the purpose of
8 the plan to provide health care coverage for those who are unable to obtain health
9 insurance in the private market and does not endanger the solvency of the plan.

10 (5) The board shall establish policies for determining and verifying the
11 continued eligibility of an eligible person.

12 **SECTION 2042c.** 149.13 (1) of the statutes is amended to read:

13 149.13 (1) Every insurer shall participate in the cost of administering the plan,
14 except the commissioner may by rule exempt as a class those insurers whose share
15 as determined under sub. (2) would be so minimal as to not exceed the estimated cost
16 of levying the assessment. The commissioner shall advise the ~~department~~ board of
17 the insurers participating in the cost of administering the plan.

18 **SECTION 2042m.** 149.13 (3) (a) of the statutes is amended to read:

19 149.13 (3) (a) Each insurer's proportion of participation under sub. (2) shall be
20 determined annually by the commissioner based on annual statements and other
21 reports filed by the insurer with the commissioner. The commissioner shall assess
22 an insurer for the insurer's proportion of participation based on the total
23 assessments estimated by the ~~department~~ under s. 149.143 (2) (a) 3. board.

24 **SECTION 2043c.** 149.13 (3) (b) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2043c**

1 149.13 (3) (b) If the department board or the commissioner finds that the
2 commissioner's authority to require insurers to report under chs. 600 to 646 and 655
3 is not adequate to permit ~~the department~~, the commissioner or the board to carry out
4 the ~~department's~~, commissioner's or board's responsibilities under this chapter, the
5 commissioner shall promulgate rules requiring insurers to report the information
6 necessary for the ~~department~~, commissioner and board to make the determinations
7 required under this chapter.

8 **SECTION 2043m.** 149.13 (4) of the statutes is amended to read:

9 149.13 (4) Notwithstanding subs. (1) to (3), the department board, with the
10 agreement of the commissioner, may perform various administrative functions
11 related to the assessment of insurers participating in the cost of administering the
12 plan.

13 **SECTION 2044c.** 149.14 (1) (a) of the statutes is amended to read:

14 149.14 (1) (a) The plan shall offer coverage for each eligible person in an
15 annually renewable policy ~~the coverage specified in this section for each eligible~~
16 ~~person~~. If an eligible person is also eligible for ~~medicare~~ Medicare coverage, the plan
17 shall not pay or reimburse any person for expenses paid for by ~~medicare~~ Medicare.

18 **SECTION 2044m.** 149.14 (2) (a) of the statutes is amended to read:

19 149.14 (2) (a) The plan shall provide every eligible person who is not eligible
20 for ~~medicare~~ Medicare with major medical expense coverage. Major medical expense
21 coverage offered under the plan under this section shall pay an eligible person's
22 covered expenses, subject to ~~sub. (3) and~~ deductible, copayment, and coinsurance
23 payments ~~authorized under sub. (5)~~, up to a lifetime limit of \$1,000,000 per covered
24 individual. ~~The maximum limit under this paragraph shall not be altered by the~~
25 ~~board, and no actuarially equivalent benefit may be substituted by the board.~~

ENGROSSED ASSEMBLY BILL 100**SECTION 2045c**

1 **SECTION 2045c.** 149.14 (3) (intro.) of the statutes is renumbered 149.14 (3) and
2 amended to read:

3 **149.14 (3) COVERED EXPENSES.** ~~Except as provided in sub. (4), except as~~
4 ~~restricted by cost containment provisions under s. 149.17 (4) and except as reduced~~
5 ~~by the department under ss. 149.143 and 149.144, covered Covered expenses for the~~
6 ~~coverage under this section the plan shall be the payment rates established by the~~
7 ~~department under s. 149.142 board for the services provided by persons licensed~~
8 ~~under ch. 446 and certified under s. 49.45 (2) (a) 11. ~~Except as provided in sub. (4),~~~~
9 ~~except as restricted by cost containment provisions under s. 149.17 (4) and except as~~
10 ~~reduced by the department under ss. 149.143 and 149.144, covered Covered expenses~~
11 ~~for the coverage under this section the plan shall also be the payment rates~~
12 ~~established by the department under s. 149.142 board for the following services and~~
13 ~~articles if the service or article is prescribed by a physician who is licensed under ch.~~
14 ~~448 or in another state and who is certified under s. 49.45 (2) (a) 11. and if the service~~
15 ~~or article is provided by a provider certified under s. 49.45 (2) (a) 11.:~~

16 **SECTION 2045m.** 149.14 (3) (a) to (r) of the statutes are repealed.

17 **SECTION 2046c.** 149.14 (4) of the statutes is repealed and recreated to read:

18 **149.14 (4) BENEFIT DESIGN.** Except as provided in subs. (2) (a) and (6), the board
19 shall determine the benefit design of the plan, including the covered expenses,
20 expenses excluded from coverage, deductibles, copayments, coinsurance,
21 out-of-pocket limits, and coverage limitations. The board may establish more than
22 one benefit design under the plan. All benefit designs shall be comparable to typical
23 individual health insurance policies offered in the private sector market in this state.

24 **SECTION 2046m.** 149.14 (4c) of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 2047c**

1 **SECTION 2047c.** 149.14 (4m) of the statutes is renumbered 149.142 (2m) and
2 amended to read:

3 149.142 **(2m)** PAYMENT IS PAYMENT IN FULL. Except for copayments, coinsurance,
4 or deductibles required or authorized under the plan, a provider of a covered service
5 or article shall accept as payment in full for the covered service or article the payment
6 rate determined under ~~ss. 149.142, 149.143 and 149.144 sub. (1)~~ and may not bill an
7 eligible person who receives the service or article for any amount by which the charge
8 for the service or article is reduced under ~~s. 149.142, 149.143 or 149.144 sub. (1)~~.

9 **SECTION 2047m.** 149.14 (5) of the statutes is repealed.

10 **SECTION 2048c.** 149.14 (5m) of the statutes is repealed.

11 **SECTION 2048m.** 149.14 (6) (a) of the statutes is repealed.

12 **SECTION 2049c.** 149.14 (6) (b) of the statutes is renumbered 149.14 (6).

13 **SECTION 2049m.** 149.14 (7) (b) of the statutes is amended to read:

14 149.14 **(7)** (b) The department organization has a cause of action against an
15 eligible participant for the recovery of the amount of benefits paid which are not for
16 covered expenses under the plan. Benefits under the plan may be reduced or refused
17 as a setoff against any amount recoverable under this paragraph.

18 **SECTION 2050c.** 149.14 (7) (c) of the statutes is amended to read:

19 149.14 **(7)** (c) The department organization is subrogated to the rights of an
20 eligible person to recover special damages for illness or injury to the person caused
21 by the act of a 3rd person to the extent that benefits are provided under the plan.
22 Section 814.03 (3) applies to the department organization under this paragraph.

23 **SECTION 2050m.** 149.14 (8) of the statutes is repealed and recreated to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2050m**

1 149.14 (8) SUBSIDIES. The board shall provide for subsidies for premiums,
2 deductibles, and copayments for eligible persons with household incomes below a
3 level established by the board.

4 **SECTION 2051c.** 149.141 of the statutes is created to read:

5 **149.141 Premiums.** The board shall set premiums for coverage under the
6 plan at a level that is sufficient to cover 60 percent of plan costs, as provided in s.
7 149.143 (1), except that in no event may plan rates exceed 200 percent of rates
8 applicable to individual standard risks.

9 **SECTION 2051m.** 149.142 (1) (a) of the statutes is renumbered 149.142 (1) and
10 amended to read:

11 149.142 (1) ESTABLISHMENT OF RATES. ~~Except as provided in par. (b), the~~
12 ~~department~~ The board shall establish provider payment rates for covered expenses
13 that consist of the allowable charges paid under s. 49.46 (2) for the services and
14 articles provided plus an enhancement determined by the ~~department~~ board. The
15 rates shall be based on the allowable charges paid under s. 49.46 (2), projected plan
16 costs, and trend factors. Using the same methodology that applies to medical
17 assistance under subch. IV of ch. 49, the ~~department~~ board shall establish hospital
18 outpatient per visit reimbursement rates and hospital inpatient reimbursement
19 rates that are specific to diagnostically related groups of eligible persons. The
20 adjustments to the usual and customary rates shall be sufficient to cover 20 percent
21 of plan costs, as provided in s. 149.143 (3).

22 **SECTION 2052c.** 149.142 (1) (b) of the statutes is repealed.

23 **SECTION 2052m.** 149.142 (2) of the statutes is repealed.

24 **SECTION 2053c.** 149.143 of the statutes is repealed and recreated to read:

ENGROSSED ASSEMBLY BILL 100

1 **149.143 Payment of plan costs.** The board shall pay plan costs, including
2 any premium, deductible, and copayment subsidies, as follows:

3 **(1)** Sixty percent from premiums paid by eligible persons.

4 **(2)** Twenty percent from insurer assessments under s. 149.13.

5 **(3)** Twenty percent from adjustments to provider payment rates under s.
6 149.142.

7 **SECTION 2053m.** 149.144 of the statutes is repealed.

8 **SECTION 2054c.** 149.145 of the statutes is repealed.

9 **SECTION 2054m.** 149.146 (1) (a) and (b) of the statutes are consolidated,
10 renumbered 149.14 (2) (c) and amended to read:

11 149.14 **(2) (c)** ~~Beginning on January 1, 1998, in~~ In addition to the coverage
12 required under s. 149.14 pars. (a) and (b), the plan shall offer to all eligible persons
13 who are not eligible for ~~medicare~~ Medicare a choice of coverage, as described in
14 section 2744 (a) (1) (C), P.L. 104–191. Any such choice of coverage shall be major
15 medical expense coverage. ~~(b) An eligible person under par. (a) who is not eligible~~
16 for Medicare may elect once each year, at the time and according to procedures
17 established by the ~~department~~ board, among the coverages offered under this section
18 and s. 149.14. ~~If an eligible person elects new coverage, any preexisting condition~~
19 ~~exclusion imposed under the new coverage is met to the extent that the eligible~~
20 ~~person has been previously and continuously covered under this chapter. No~~
21 ~~preexisting condition exclusion may be imposed on an eligible person who elects new~~
22 ~~coverage if the person was an eligible individual when first covered under this~~
23 ~~chapter and the person remained continuously covered under this chapter up to the~~
24 ~~time of electing the new coverage~~ paragraph and par. (a).

25 **SECTION 2055c.** 149.146 (2) of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 2055m**

1 **SECTION 2055m.** 149.15 of the statutes is repealed.

2 **SECTION 2056c.** 149.155 of the statutes is created to read:

3 **149.155 Additional duties of board.** The board shall do all of the following:

4 **(1)** Adopt policies for the administration of this chapter, including delegation
5 of any part of its powers and its own procedures.

6 **(5)** Seek to qualify the plan as a state pharmacy assistance program, as defined
7 in 42 CFR 423.464.

8 **(6)** Annually submit a report to the legislature under s. 13.172 (2) and to the
9 governor on the operation of the plan.

10 **SECTION 2056m.** 149.16 (title) of the statutes is repealed.

11 **SECTION 2057c.** 149.16 (1m) of the statutes is repealed.

12 **SECTION 2057m.** 149.16 (3) (a) of the statutes is renumbered 149.155 (2) and
13 amended to read:

14 149.155 **(2)** ~~The plan administrator shall perform~~ Perform all eligibility and
15 administrative claims payment functions relating to the plan.

16 **SECTION 2058c.** 149.16 (3) (b) of the statutes is renumbered 149.155 (3) and
17 amended to read:

18 149.155 **(3)** ~~The plan administrator shall establish~~ Establish a premium billing
19 procedure for collection of premiums from insured persons. Billings shall be made
20 on a periodic basis as determined by the department board.

21 **SECTION 2058m.** 149.16 (3) (c) of the statutes is renumbered 149.155 (4), and
22 149.155 (4) (intro.), as renumbered, is amended to read:

23 149.155 **(4)** (intro.) ~~The plan administrator shall perform~~ Perform all necessary
24 functions to assure timely payment of benefits to covered persons under the plan,
25 including:

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 2059c.** 149.16 (3) (e) of the statutes is repealed.

2 **SECTION 2059m.** 149.16 (4) of the statutes is repealed.

3 **SECTION 2060c.** 149.16 (5) of the statutes is repealed.

4 **SECTION 2060m.** 149.165 of the statutes is repealed.

5 **SECTION 2061c.** 149.17 (1) of the statutes is amended to read:

6 149.17 (1) Subject to ~~ss. 149.14 (5m), s. 149.143 and 149.146 (2) (b)~~, a rating
7 plan calculated in accordance with generally accepted actuarial principles.

8 **SECTION 2061m.** 149.17 (2) of the statutes is repealed.

9 **SECTION 2062c.** 149.17 (4) of the statutes is repealed.

10 **SECTION 2062m.** 149.175 of the statutes is repealed.

11 **SECTION 2063c.** 149.20 of the statutes is repealed.

12 **SECTION 2065.** 149.25 of the statutes is repealed.

13 **SECTION 2067.** 153.05 (6m) of the statutes is amended to read:

14 153.05 (6m) The department may contract with the group insurance board for
15 the provision of data collection and analysis services related to health maintenance
16 organizations and insurance companies that provide health insurance for state
17 employees. The department shall establish contract fees for the provision of the
18 services. All moneys collected under this subsection shall be credited to the
19 appropriation under s. 20.435 (4) (1) (hg).

20 **SECTION 2067g.** 153.05 (14) of the statutes is created to read:

21 153.05 (14) With respect to health care information required to be collected
22 under this section from health care providers that are not hospitals or ambulatory
23 surgery centers, the department shall do all of the following:

ENGROSSED ASSEMBLY BILL 100**SECTION 2067g**

1 (a) Develop procedures to ensure that data are submitted consistently and
2 accurately, including clarifying the place-of-service codes and types of ancillary
3 services that are required to be reported.

4 (b) Work directly with individual physician practice groups to identify and
5 correct data submission errors.

6 (c) Develop and publish standard reports under s. 153.45 (1) (a) that are
7 understandable by individuals other than medical professionals.

8 (d) Make program data available in a timely fashion.

9 (e) Enter into a memorandum of understanding with the department of
10 regulation and licensing to improve the timeliness of updating physician information
11 and to improve the assessment process under s. 153.60 (1).

12 **SECTION 2074.** 153.60 (1) of the statutes is amended to read:

13 153.60 (1) The department shall, by the first October 1 after the
14 commencement of each fiscal year, estimate the total amount of expenditures under
15 this chapter for the department and the board for that fiscal year for data collection,
16 database development and maintenance, generation of data files and standard
17 reports, orientation and training provided under s. 153.05 (9) (a) and maintaining
18 the board. The department shall assess the estimated total amount for that fiscal
19 year, less the estimated total amount to be received for purposes of administration
20 of this chapter under s. 20.435 (4) (1) (hi) during the fiscal year, and the
21 unencumbered balance of the amount received for purposes of administration of this
22 chapter under s. 20.435 (4) (1) (hi) from the prior fiscal year ~~and the amount in the~~
23 ~~appropriation account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year, to~~
24 health care providers, other than hospitals and ambulatory surgery centers, who are
25 in a class of health care providers from whom the department collects data under this

ENGROSSED ASSEMBLY BILL 100**SECTION 2074**

1 chapter in a manner specified by the department by rule. The department shall
2 obtain approval from the board for the amounts of assessments for health care
3 providers other than hospitals and ambulatory surgery centers. The department
4 shall work together with the department of regulation and licensing to develop a
5 mechanism for collecting assessments from health care providers other than
6 hospitals and ambulatory surgery centers. No health care provider that is not a
7 facility may be assessed under this subsection an amount that exceeds \$75 per fiscal
8 year. All payments of assessments shall be credited to the appropriation under s.
9 20.435 (4) (1) (hg).

10 **SECTION 2075.** 153.60 (3) of the statutes is amended to read:

11 153.60 **(3)** The department shall, by the first October 1 after the
12 commencement of each fiscal year, estimate the total amount of expenditures
13 required for the collection, database development and maintenance and generation
14 of public data files and standard reports for health care plans that voluntarily agree
15 to supply health care data under s. 153.05 (6r). The department shall assess the
16 estimated total amount for that fiscal year to health care plans in a manner specified
17 by the department by rule and may enter into an agreement with the office of the
18 commissioner of insurance for collection of the assessments. Each health plan that
19 voluntarily agrees to supply this information shall pay the assessments on or before
20 December 1. All payments of assessments shall be deposited in the appropriation
21 under s. 20.435 (4) (1) (hg) and may be used solely for the purposes of s. 153.05 (6r).

22 **SECTION 2076.** 153.65 (1) of the statutes is amended to read:

23 153.65 **(1)** The department may, but is not required to, provide, upon request
24 from a person, a data compilation or a special report based on the information
25 collected by the department. The department shall establish user fees for the

ENGROSSED ASSEMBLY BILL 100**SECTION 2076**

1 provision of these compilations or reports, payable by the requester, which shall be
2 sufficient to fund the actual necessary and direct cost of the compilation or report.
3 All moneys collected under this subsection shall be credited to the appropriation
4 under s. 20.435 (4) (1) (hi).

5 **SECTION 2081na.** 157.061 (2g) of the statutes is created to read:

6 157.061 (2g) “Cemetery board” means the board created in s. 15.405 (3m).

7 **SECTION 2081nb.** 157.08 (2) (b) of the statutes is amended to read:

8 157.08 (2) (b) Before a cemetery authority sells or encumbers any cemetery
9 land, except for a sale described in par. (a), the cemetery authority shall notify the
10 ~~department~~ cemetery board in writing of the proposed sale or encumbrance. If
11 within 60 days after the ~~department~~ cemetery board is notified of the proposed sale
12 or encumbrance the ~~department~~ cemetery board notifies the cemetery authority in
13 writing that the ~~department~~ cemetery board objects to the sale or encumbrance the
14 cemetery authority may not sell or encumber the cemetery land unless the
15 ~~department~~ cemetery board subsequently notifies the cemetery authority in writing
16 that the objection is withdrawn. The ~~department~~ cemetery board may object to a sale
17 or encumbrance only if it determines that the cemetery authority will not be
18 financially solvent or that the rights and interests of owners of cemetery lots and
19 mausoleum spaces will not be adequately protected if the sale or encumbrance
20 occurs. The ~~department~~ cemetery board may, before the expiration of the 60-day
21 period, notify the cemetery authority in writing that the ~~department~~ cemetery board
22 approves of the sale or encumbrance. Upon receipt of the ~~department’s~~ cemetery
23 board’s written approval, the cemetery authority may sell or encumber the cemetery
24 land and is released of any liability under this paragraph. The ~~department~~ cemetery

ENGROSSED ASSEMBLY BILL 100**SECTION 2081nb**

1 board shall make every effort to make determinations under this paragraph in an
2 expeditious manner.

3 **SECTION 2081nc.** 157.08 (5) of the statutes is amended to read:

4 157.08 (5) Subsections (1) and (2) (b) do not apply to a religious society
5 organized under ch. 187, and sub. (2) (b) does not apply to a cemetery authority that
6 is not required to be ~~registered~~ licensed under s. 440.91 (1) and that is not organized
7 or conducted for pecuniary profit.

8 **SECTION 2081nd.** 157.11 (11) of the statutes is amended to read:

9 157.11 (11) EXEMPTION FOR CERTAIN NONPROFIT CEMETERIES. Subsection (9g) does
10 not apply to a cemetery authority that is not required to be ~~registered~~ licensed under
11 s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

12 **SECTION 2081ne.** 157.128 (3) (b) of the statutes is amended to read:

13 157.128 (3) (b) A cemetery consisting of less than 20 contiguous acres may be
14 dedicated by a cemetery authority that is not required to be ~~registered~~ licensed under
15 s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

16 **SECTION 2081ng.** 157.19 (5) (a) of the statutes is amended to read:

17 157.19 (5) (a) This section does not apply to care funds under s. 157.11 (9g) that
18 are deposited with a city or county as provided under s. 157.11 (9g) (a), to care funds
19 of a cemetery for which a certification under s. 157.63 is effective, to preneed trust
20 funds of a cemetery for which a certification under s. 440.92 (9) is effective, or to care
21 funds or preneed trust funds of a cemetery authority that is not required to be
22 ~~registered~~ licensed under s. 440.91 (1) and that is not organized or conducted for
23 pecuniary profit.

24 **SECTION 2081ni.** 157.625 (3) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2081ni**

1 157.625 **(3)** Section 157.62 does not apply to a cemetery authority that is not
2 required to be registered licensed under s. 440.91 (1) and that is not organized or
3 conducted for pecuniary profit.

4 **SECTION 2081s.** 157.65 (2) of the statutes is amended to read:

5 157.65 **(2)** The department of justice or any district attorney, upon informing
6 the department of justice, may commence an action in circuit court in the name of
7 the state to restrain by temporary or permanent injunction any violation of this
8 subchapter. The court may, prior to entry of final judgment, make such orders or
9 judgments as may be necessary to restore to any person any pecuniary loss suffered
10 because of the acts or practices involved in the action, if proof of such loss is submitted
11 to the satisfaction of the court. The department of justice may subpoena persons and
12 require the production of books and other documents, and may request the
13 ~~department of regulation and licensing~~ board described in s. 15.405 (3m) or the
14 department of commerce to exercise its authority under sub. (1) to aid in the
15 investigation of alleged violations of this subchapter.

16 **SECTION 2086.** 165.755 (1) (a) of the statutes is amended to read:

17 165.755 **(1)** (a) Except as provided in par. (b), a court shall impose under ch. 814
18 a crime laboratories and drug law enforcement surcharge of \$7 ~~\$8~~ if the court
19 imposes a sentence, places a person on probation, or imposes a forfeiture for a
20 violation of state law or for a violation of a municipal or county ordinance.

21 **SECTION 2086s.** 165.89 (title) and (4) of the statutes are created to read:

22 **165.89 (title) Grants to certain counties for law enforcement programs.**

23 **(4)** Notwithstanding subs. (1) and (2) and any criteria and procedures
24 developed under sub. (3), the department shall allocate \$300,000 to Forest County

ENGROSSED ASSEMBLY BILL 100**SECTION 2086s**

1 each fiscal year from the appropriation account under s. 20.455 (2) (kq) to fund law
2 enforcement services.

3 **SECTION 2088m.** 165.91 (title) of the statutes is created to read:

4 **165.91 (title) Grants to tribes for law enforcement programs.**

5 **SECTION 2094.** 168.01 (2) of the statutes is amended to read:

6 168.01 (2) “Supplier” includes a person who imports, or acquires immediately
7 upon import, petroleum products by pipeline or marine vessel from a state, territory
8 or possession of the United States or from a foreign country into a terminal and who
9 is registered under 26 USC 4101 for tax-free transactions in gasoline. “Supplier”
10 also includes a person who produces in this state; or imports into a terminal or bulk
11 plant; or acquires immediately upon import by truck, railcar or barge into a terminal;
12 alcohol or alcohol derivative products. “Supplier” also includes a person who
13 produces, manufactures or refines petroleum products in this state. “Supplier” also
14 includes a person who acquires petroleum products pursuant to an industry terminal
15 exchange agreement or by a 2-party exchange under section 4105 of the Internal
16 Revenue Code. “Supplier” does not include a retail dealer or wholesaler who merely
17 blends alcohol with gasoline before the sale or distribution of the product and does
18 not include a terminal operator who merely handles in a terminal petroleum
19 products consigned to the terminal operator.

20 **SECTION 2094f.** 168.12 (1) of the statutes is amended to read:

21 168.12 (1) Except as provided in subs. (1g) and (1r), there is imposed a
22 petroleum inspection fee at the rate of 3 2 cents per gallon on all petroleum products
23 that are received by a supplier for sale in this state or for sale for export to this state.
24 The department of revenue shall determine when a petroleum product is received
25 under this subsection in the same manner that it determines under s. 78.07 when

ENGROSSED ASSEMBLY BILL 100**SECTION 2094f**

1 motor vehicle fuel is received. The fee shall be paid under s. 168.125 and shall be
2 based on the number of gallons reported under s. 168.125.

3 **SECTION 2094m.** 180.0122 (1) (u) of the statutes is amended to read:

4 180.0122 (1) (u) Application for certificate of authority, \$100, and \$~~2~~ \$3 for
5 every \$1,000 or fraction thereof of the foreign corporation's capital exceeding \$60,000
6 employed or to be employed in this state, computed as provided in s. 180.1503, as
7 shown by the application.

8 **SECTION 2095.** 180.0122 (1) (w) of the statutes is amended to read:

9 180.0122 (1) (w) Application for certificate of withdrawal, \$40, and in case that
10 application shows that the foreign corporation employs in this state capital in excess
11 of the amount of capital on which a fee has previously been paid, computed as
12 provided in s. 180.1520 (2) (f), an additional fee which, with previous payments made
13 on account of capital employed in this state, will amount to \$~~2~~ \$3 for each \$1,000 or
14 fraction thereof of the excess.

15 **SECTION 2096.** 180.0122 (1) (y) of the statutes is amended to read:

16 180.0122 (1) (y) Annual report of a foreign corporation, \$65, and in case the
17 annual report shows that the foreign corporation employs in this state capital in
18 excess of the amount of capital on which a fee has previously been paid, computed
19 as provided in s. 180.1503, an additional fee which, with previous payments made
20 on account of capital employed in this state, will amount to \$~~2~~ \$3 for each \$1,000 or
21 fraction thereof of the excess.

22 **SECTION 2097.** 182.028 of the statutes is amended to read:

23 **182.028 School corporations.** Any corporation formed for the establishment
24 and maintenance of schools, academies, seminaries, colleges, or universities or for
25 the cultivation and practice of music shall have power to enact bylaws for the

ENGROSSED ASSEMBLY BILL 100**SECTION 2097**

1 protection of its property, and provide fines as liquidated damages upon its members
2 and patrons for violating the bylaws, and may collect the same in tort actions, and
3 to prescribe and regulate the courses of instruction therein, and to confer such
4 degrees and grant such diplomas as are usually conferred by similar institutions or
5 as shall be appropriate to the courses of instruction prescribed, except that no
6 corporation shall operate or advertise a school that is subject to s. 45.54 38.50 (10)
7 without complying with the requirements of s. 45.54 38.50. Any stockholder may
8 transfer his or her stock to the corporation for its use; and if the written transfer so
9 provides the stock shall be perpetually held by the board of directors with all the
10 rights of a stockholder, including the right to vote.

11 **SECTION 2097m.** 196.20 (7) (c) of the statutes is renumbered 196.20 (7) (c) 1.
12 and amended to read:

13 196.20 (7) (c) 1. The Except as provided in subd. 2., the commission shall only
14 approve a mitigation payment agreement that is received by the commission before
15 June 10, 2003, and, if the commission finds the agreement to be reasonable, shall not
16 subsequently modify the agreement.

17 **SECTION 2097n.** 196.20 (7) (c) 2. of the statutes is created to read:

18 196.20 (7) (c) 2. If the commission receives a mitigation payment agreement
19 before June 10, 2003, and does not determine that the agreement is unreasonable
20 before November 11, 2003, mitigation payments in accordance with the terms of the
21 agreement shall be recoverable in rates, notwithstanding any subsequent
22 limitations imposed by the commission on the mitigation payments.

23 **SECTION 2097q.** 196.218 (3) (e) of the statutes is amended to read:

24 196.218 (3) (e) Except as provided in par. (f) and s. 196.196 (2) (d), a
25 telecommunications provider or other person may not establish a surcharge on

ENGROSSED ASSEMBLY BILL 100**SECTION 2097q**

1 customers' bills to collect from customers contributions required under this
2 subsection.

3 **SECTION 2097r.** 196.218 (3) (f) of the statutes is amended to read:

4 196.218 (3) (f) Notwithstanding ss. 196.196 (1) and (5) (d) 2., 196.20 (2m), (5)
5 and (6), 196.213 and 196.215, a telecommunications utility that provides local
6 exchange service may make adjustments to local exchange service rates for the
7 purpose of recovering the portion of its contributions to the universal service fund
8 that is determined by the commission under par. (a) 4. A telecommunications utility
9 that adjusts local exchange service rates for the purpose of recovering all or any
10 amount of that portion shall identify on customer bills a single amount that is the
11 total amount of the adjustment. The public service commission shall provide
12 telecommunications utilities the information necessary to identify such amounts on
13 customer bills.

14 **SECTION 2098.** 196.219 (3m) of the statutes is created to read:

15 196.219 (3m) LATE PAYMENT CHARGES. (a) *Maximum allowed.* 1. Except as
16 provided in subds. 2. and 3., a telecommunications utility may not impose a late
17 payment charge on a retail consumer at a rate that exceeds \$1.50 upon \$100 for each
18 month computed upon the declining principal balance of any amount that is not paid
19 when due.

20 2. Except as provided in subd. 3., if the maximum late payment charge for any
21 month that is allowed under subd. 1. is less than \$5 for that month, the
22 telecommunications utility may impose a late payment charge that does not exceed
23 \$5 for that month. This subdivision does not apply to residential retail consumers.

24 3. The commission may allow a telecommunications utility to impose a late
25 payment charge at a rate that is greater than that allowed under subd. 1. or 2. if the

ENGROSSED ASSEMBLY BILL 100**SECTION 2098**

1 commission determines that the greater amount is consistent with the factors
2 specified in s. 196.03 (6).

3 (c) *Commission jurisdiction.* The commission does not have jurisdiction over
4 late payment charges except as may be necessary to enforce the requirements of this
5 subsection.

6 **SECTION 2098m.** 196.491 (3) (gm) of the statutes is amended to read:

7 196.491 (3) (gm) The commission may not approve an application filed after
8 October 29, 1999, under this subsection for a certificate of public convenience and
9 necessity for a high-voltage transmission line that is designed for operation at a
10 nominal voltage of 345 kilovolts or more unless the approval includes the condition
11 that the applicant shall pay the fees specified in sub. (3g) (a). If the commission has
12 approved an application under this subsection for a certificate of public convenience
13 and necessity for a high-voltage transmission line that is designed for operation at
14 a nominal voltage of 345 kilovolts or more that was filed after April 1, 1999, and
15 before October 29, 1999, the commission shall require the applicant to pay the fees
16 specified in sub. (3g) (a). For any application subject to this paragraph, the
17 commission shall determine the cost net book value of the high-voltage transmission
18 line, identify the counties, towns, villages and cities through which the high-voltage
19 transmission line is routed and allocate the amount of investment associated with
20 the high-voltage transmission line to each such county, town, village and city.

21 **SECTION 2099.** 218.0116 (1) (gr) of the statutes is created to read:

22 218.0116 (1) (gr) Being a dealer who violates s. 218.0146 (4).

23 **SECTION 2100.** 218.0146 (4) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2100**

1 218.0146 (4) A motor vehicle dealer who is required to process an application
2 for transfer of title and registration under s. 342.16 (1) (a) shall comply with the
3 requirements of s. 342.16 (1) (am).

4 **SECTION 2107.** 230.08 (2) (e) 5m. of the statutes is amended to read:

5 230.08 (2) (e) 5m. Historical society — 6 5.

6 **SECTION 2107d.** 230.08 (2) (e) 8. of the statutes is amended to read:

7 230.08 (2) (e) 8. Natural resources — 7 6.

8 **SECTION 2109.** 230.08 (2) (x) of the statutes is amended to read:

9 230.08 (2) (x) The executive director of the waste facility siting board, unless
10 the board chooses to appoint the executive director under the classified service.

11 **SECTION 2109j.** 230.08 (2) (yr) of the statutes is repealed.

12 **SECTION 2111.** 230.45 (3) of the statutes is amended to read:

13 230.45 (3) The commission shall promulgate rules establishing a schedule of
14 filing fees to be paid by any person who files an appeal under sub. (1) (c) or (e) or s.
15 230.44 (1) (a) or (b) with the commission on or after the effective date of the rules
16 promulgated under this subsection. Fees paid under this subsection shall be
17 ~~deposited in the general fund as general purpose revenue — earned~~ credited to the
18 appropriation account under s. 20.425 (1) (i).

19 **SECTION 2118k.** 234.165 (2) (c) (intro.) of the statutes is amended to read:

20 234.165 (2) (c) (intro.) ~~Surplus~~ Except as provided in sub. (3), surplus may be
21 expended or encumbered only in accordance with the plan approved under par. (b),
22 except that the authority may transfer from one plan category to another:

23 **SECTION 2118L.** 234.165 (2) (c) (intro.) of the statutes, as affected by 2005
24 Wisconsin Act (this act), is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2118L**

1 234.165 (2) (c) (intro.) ~~Except as provided in sub. (3), surplus~~ Surplus may be
2 expended or encumbered only in accordance with the plan approved under par. (b),
3 except that the authority may transfer from one plan category to another:

4 **SECTION 2118m.** 234.165 (3) of the statutes is created to read:

5 234.165 (3) For the purpose of housing grants and loans under s. 560.9803 and
6 housing grants under s. 560.9805, in fiscal year 2005–06 the authority shall transfer
7 to the department of commerce \$3,000,000 of its actual surplus under this section
8 and in fiscal year 2006–07 the authority shall transfer to the department of
9 commerce \$2,000,000 of its actual surplus under this section.

10 **SECTION 2118n.** 234.165 (3) of the statutes, as created by 2005 Wisconsin Act
11 (this act), is repealed.

12 **SECTION 2118r.** 236.13 (1) (c) (intro.) of the statutes is amended to read:

13 236.13 (1) (c) (intro.) ~~A comprehensive plan under s. 66.1001 or, if the~~
14 ~~municipality, town, or county does not have a comprehensive plan, either~~ Either of
15 the following:

16 **SECTION 2119.** 237.15 of the statutes is repealed.

17 **SECTION 2120.** 250.041 (1) (a) of the statutes is repealed.

18 **SECTION 2121.** 250.05 (title) of the statutes is renumbered 440.70 (title).

19 **SECTION 2122.** 250.05 (1) of the statutes is renumbered 440.70 (1).

20 **SECTION 2123.** 250.05 (2) of the statutes is renumbered 440.70 (2).

21 **SECTION 2124.** 250.05 (3) of the statutes is renumbered 440.70 (3) and amended
22 to read:

23 440.70 (3) SANITARIANS; EMPLOYMENT OR CONTRACTUAL SERVICES. Any agency of
24 the state may employ or contract for the services of sanitarians, registered under this

ENGROSSED ASSEMBLY BILL 100**SECTION 2124**

1 section, who shall enforce the public health statutes under chs. 250 to 255 or rules
2 promulgated under those statutes.

3 **SECTION 2125.** 250.05 (5) of the statutes is renumbered 440.70 (5) and amended
4 to read:

5 440.70 (5) REGISTRATION. Except as provided in ~~sub. (8m) and s. 250.041 s.~~
6 440.12 or 440.13, the department, ~~upon application on forms prescribed by it and~~
7 ~~payment of the prescribed fee,~~ shall register as a sanitarian any person who satisfies
8 the conditions in sub. (6) and who has presented evidence satisfactory to the
9 department that sanitarian registration standards and qualifications of the
10 department, as established by rule, have been met.

11 **SECTION 2126m.** 250.05 (6) of the statutes is repealed.

12 **SECTION 2127.** 250.05 (7) of the statutes is renumbered 440.70 (7).

13 **SECTION 2128.** 250.05 (8) of the statutes is renumbered 440.70 (8) and amended
14 to read:

15 440.70 (8) REVOCATION OF REGISTRATION. The department may, after a hearing
16 held in conformance with ch. 227, ~~except as provided in sub. (8m) (e), revoke or, deny,~~
17 ~~suspend, or limit~~ under this section subchapter the registration of any sanitarian,
18 or reprimand the sanitarian, for practice of fraud or deceit in obtaining the
19 registration or any ~~gross professional negligence~~ unprofessional conduct,
20 ~~incompetence, or misconduct~~ professional negligence.

21 **SECTION 2129.** 250.05 (8m) of the statutes is repealed.

22 **SECTION 2130.** 250.05 (9) of the statutes is repealed.

23 **SECTION 2131.** 250.10 of the statutes is renumbered 250.10 (intro.) and
24 amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2131**

1 **250.10 Grant for dental services.** (intro.) From the appropriation under s.
2 20.435 (5) (de), ~~the~~;

3 **(1)** ~~The~~ department shall provide funding in each fiscal year to the Marquette
4 University School of Dentistry for clinical education of Marquette University School
5 of Dentistry students through the provision of dental services by the students and
6 faculty of the Marquette University School of Dentistry in underserved areas and to
7 underserved populations in the state, as determined by the department in
8 conjunction with the Marquette University School of Dentistry; to inmates of
9 correctional centers in Milwaukee County; and in clinics in the city of Milwaukee.
10 ~~Beginning July 1, 2000, the~~.

11 **(2)** ~~The~~ department shall ~~also~~ distribute in each fiscal year to qualified
12 applicants grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride
13 mouth-rinse program, and ~~\$60,000~~ \$120,000 for a school-based dental sealant
14 program.

15 **SECTION 2132.** 250.10 (3) of the statutes is created to read:

16 250.10 **(3)** The department may provide funding to technical college district
17 boards to provide oral health services.

18 **SECTION 2133.** 252.12 (2) (a) 8. of the statutes is amended to read:

19 252.12 **(2)** (a) 8. ‘~~Life~~ Mike Johnson life care and early intervention services
20 grants.’ The department shall award not more than ~~\$1,994,900~~ \$2,569,900 in fiscal
21 year ~~2001–02~~ 2005–06 and ~~not more than \$2,069,900~~ in each fiscal year thereafter
22 in grants to applying organizations for the provision of needs assessments;
23 assistance in procuring financial, medical, legal, social and pastoral services;
24 counseling and therapy; homecare services and supplies; advocacy; and case
25 management services. These services shall include early intervention services. The

ENGROSSED ASSEMBLY BILL 100**SECTION 2133**

1 department shall also award not more than \$74,000 in each year from the
2 appropriation under s. 20.435 (7) (md) for the services under this subdivision. The
3 state share of payment for case management services that are provided under s.
4 49.45 (25) (be) to recipients of medical assistance shall be paid from the
5 appropriation under s. 20.435 (5) (am).

6 **SECTION 2133c.** 253.07 (1) (c) of the statutes is created to read:

7 253.07 (1) (c) “Tribal health center” means a health center that is under the
8 direction and control of the governing body of a federally recognized American Indian
9 tribe or band.

10 **SECTION 2133f.** 253.07 (2) (b) of the statutes is renumbered 253.07 (2) (b) 1.

11 **SECTION 2133i.** 253.07 (2) (b) 2. of the statutes is created to read:

12 253.07 (2) (b) 2. In distributing the funds under subd. 1., the department shall
13 do all of the following:

14 a. Provide sufficient notice of the availability of the funds to enable local health
15 departments and tribal health centers to apply for the funds.

16 b. Give preference, in awarding funds, to applicants that are local health
17 departments or tribal health centers that will directly provide family planning
18 services.

19 c. Award the funds to applying local health departments or tribal health centers
20 that are qualified to provide family planning services.

21 **SECTION 2133L.** 253.07 (2) (b) 3. of the statutes is created to read:

22 253.07 (2) (b) 3. The department may award any funds available, after award
23 has been made under subd. 2. c., to family planning agencies that apply and are
24 qualified to provide family planning services.

25 **SECTION 2133n.** 253.07 (2) (d) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2133n**

1 253.07 (2) (d) The department shall encourage maximum coordination of
2 family planning services between county social services departments, family
3 planning agencies, tribal health centers, and local health departments to maximize
4 the use of health, social service and welfare resources.

5 **SECTION 2133p.** 253.07 (4) (intro.) of the statutes is amended to read:

6 253.07 (4) FAMILY PLANNING SERVICES. (intro.) ~~From~~ Subject to sub. (2) (b) 2. and
7 3., from the appropriation under s. 20.435 (5) (f), the department shall allocate funds
8 in the following amounts, for the following services:

9 **SECTION 2134.** 254.15 (1) of the statutes is amended to read:

10 254.15 (1) Develop and implement a comprehensive statewide lead poisoning
11 or lead exposure prevention and treatment program that includes lead poisoning or
12 lead exposure prevention grants under s. 254.151; any childhood lead poisoning
13 screening requirement under rules promulgated under ss. 254.158 and 254.162; any
14 requirements regarding care coordination and follow-up for children with lead
15 poisoning or lead exposure required under rules promulgated under s. 254.164;
16 ~~departmental~~ responses to reports of lead poisoning or lead exposure under s.
17 254.166; any lead investigation requirements under rules promulgated under ss.
18 254.167; any lead inspection requirements under rules promulgated under 254.168;
19 any lead hazard reduction requirements under rules promulgated under s. 254.172;
20 certification, accreditation and approval requirements under ss. 254.176 and
21 254.178; any certification requirements and procedures under rules promulgated
22 under s. 254.179; and any fees imposed under s. 254.181.

23 **SECTION 2136.** 254.166 (title) of the statutes is amended to read:

24 **254.166** (title) ~~Departmental response~~ **Response to reports of lead**
25 **poisoning or lead exposure.**

ENGROSSED ASSEMBLY BILL 100**SECTION 2137**

1 **SECTION 2137.** 254.166 (2) (d) of the statutes is amended to read:

2 254.166 **(2)** (d) Notify the owner of the dwelling or premises of the presence of
3 a lead hazard. The

4 **(2m)** If the department determines that a lead hazard is present in any
5 dwelling or premises, the local health department shall and the department may
6 issue an order that requires reduction or elimination of an imminent lead hazard
7 within 5 days after the order's issuance and reduction or elimination of other lead
8 hazards within 30 days after the order's issuance, except that, for orders that are
9 issued between October 1 and May 1 and that relate only to exterior lead hazards
10 that are not imminent lead hazards, the order may require elimination or reduction
11 of the lead hazard no earlier than the June 1 immediately following the order's
12 issuance. ~~If the department~~ agency that issued the order determines that the owner
13 has good cause for not complying with the order within the 5-day or 30-day time
14 period, ~~the department~~ the agency may extend the time period within which the
15 owner is required to comply with the order. The failure to comply with ~~the~~
16 ~~department's~~ an order within the time prescribed or as extended ~~by the department~~
17 shall be prima facie evidence of negligence in any action brought to recover damages
18 for injuries incurred after the time period expires. If an order to conduct lead hazard
19 reduction is issued by the department or by a local health department and if the
20 owner of the dwelling or premises complies with that order, there is a rebuttable
21 presumption that the owner of the dwelling or premises has exercised reasonable
22 care with respect to lead poisoning or lead exposure caused, after the order has been
23 complied with, by lead hazards covered by the order, except that with respect to
24 interim control activities the rebuttable presumption continues only for the period

ENGROSSED ASSEMBLY BILL 100**SECTION 2137**

1 for which the interim control activity is reasonably expected to reduce or eliminate
2 the lead hazard.

3 **SECTION 2138.** 254.166 (2) (e) of the statutes is renumbered 254.166 (2r) and
4 amended to read:

5 254.166 (2r) ~~If an order is issued under par. (d),~~ The department may conduct
6 or require a certified lead risk assessor or other person certified under s. 254.176 to
7 conduct a lead investigation, a check of work completed, and dust tests for the
8 presence of hazardous levels of lead to ensure compliance with ~~the an order issued~~
9 under sub. (2m).

10 **SECTION 2141.** 254.171 of the statutes is repealed.

11 **SECTION 2142.** 254.173 (3) (c) 1. of the statutes, as affected by 1999 Wisconsin
12 Act 113, is amended to read:

13 254.173 (3) (c) 1. The owner receives an order under s. 254.166 ~~(2) (d)~~ (2m) and
14 fails to comply with the order.

15 **SECTION 2143.** 254.179 (1) (c) 2. (intro.) of the statutes is amended to read:

16 254.179 (1) (c) 2. (intro.) The standards limiting the length of validity of a
17 certificate of lead-safe status, including the condition of a premises, dwelling, or unit
18 of a dwelling, the type of lead hazard reduction activity that was performed, if any,
19 and any other requirements that must be met to maintain certification, unless the
20 certificate is earlier revoked because of erroneous issuance or because the premises,
21 dwelling, or unit of the dwelling is not safe from lead-bearing paint hazards. The
22 rules shall specify that the face of the certificate shall indicate the certificate's length
23 of validity. ~~The rules shall further specify that applications for certificates of~~
24 ~~lead-safe status for identical premises may be made only as follows:~~

25 **SECTION 2144.** 254.179 (1) (c) 2. a., b. and c. of the statutes are repealed.

ENGROSSED ASSEMBLY BILL 100**SECTION 2145**

1 **SECTION 2145.** 254.911 (1) of the statutes is amended to read:

2 254.911 (1) “Cigarette” has the meaning given in s. 139.30 (1) (1m).

3 **SECTION 2145g.** 254.92 (2m) of the statutes is created to read:

4 254.92 (2m) No person may purchase cigarettes on behalf of, or to provide to,
5 any person who is under 18 years of age. Any person who violates this subsection
6 may be:

7 (a) Required to forfeit not more than \$500 if the person has not committed a
8 previous violation within 30 months of the violation.

9 (b) Fined not more than \$500 or imprisoned for not more than 30 days or both
10 if the person has committed a previous violation within 30 months of the violation.

11 (c) Fined not more than \$1,000 or imprisoned for not more than 90 days or both
12 if the person has committed 2 previous violations within 30 months of the violation.

13 (d) Fined not more than \$10,000 or imprisoned for not more than 9 months or
14 both if the person has committed 3 or more previous violations within 30 months of
15 the violation.

16 **SECTION 2146.** 255.06 (2) (intro.) of the statutes is amended to read:

17 255.06 (2) WELL-WOMAN PROGRAM. (intro.) From the appropriation under s.
18 20.435 (5) (cb), the department shall administer a well-woman program to provide
19 reimbursement for health care screenings, referrals, follow-ups, case management,
20 and patient education provided to low-income, underinsured, and uninsured
21 women. Reimbursement to service providers under this section shall be at the rate
22 of reimbursement for identical services provided under medicare, except that, if
23 projected costs under this section exceed the amounts appropriated under s. 20.435
24 (5) (cb), the department shall modify services or reimbursement accordingly. Within

ENGROSSED ASSEMBLY BILL 100**SECTION 2146**

1 this limitation, the department shall implement the well-woman program to do all
2 of the following:

3 **SECTION 2147.** 255.06 (2) (a) (intro.) of the statutes is renumbered 255.06 (2)
4 (a) and amended to read:

5 255.06 (2) (a) *Breast cancer screening services.* Provide not more than \$422,600
6 in each fiscal year as reimbursement for the provision of breast cancer screening
7 services to women who are aged 40 years or older and whose income does not exceed
8 250 percent of the poverty line, by a hospital or organization that has a
9 mammography unit available for use and that is selected by the department under
10 procedures established by the department. ~~Recipients of services under this~~
11 ~~paragraph are subject to a copayment, payable to the service provider, for which the~~
12 ~~department shall reduce reimbursement to the service provider, as follows: The~~
13 department shall reduce reimbursement for a service provided under this paragraph
14 by the amount of any applicable 3rd-party coverage.

15 **SECTION 2148.** 255.06 (2) (a) 1. to 3. of the statutes are repealed.

16 **SECTION 2149.** 255.06 (2) (e) of the statutes is amended to read:

17 255.06 (2) (e) *Health care screening, referral, follow-up, case management, and*
18 *patient education.* Reimburse service providers for the provision of health care
19 screening, referral, follow-up, case management, and patient education to
20 low-income, underinsured, and uninsured women.

21 **SECTION 2149g.** 255.15 (3) (bm) of the statutes is created to read:

22 255.15 (3) (bm) From the appropriation under s. 20.435 (5) (fm), the
23 department shall distribute \$96,000 annually for programs to discourage use of
24 smokeless tobacco.

25 **SECTION 2149h.** 255.15 (3) (c) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2149h**

1 255.15 **(3)** (c) No recipient of moneys distributed under par. (b) or (bm) may
2 expend more than 10% of those moneys for administrative costs.

3 **SECTION 2151.** 281.58 (1) (cg) of the statutes is amended to read:

4 281.58 **(1)** (cg) “Market interest rate” ~~means the interest at the effective rate~~
5 ~~of a revenue obligation issued by the state to fund a project loan or a portion of a~~
6 ~~project loan under the clean water fund program~~ has the meaning given in s. 281.59
7 (1) (b).

8 **SECTION 2152.** 281.58 (2m) (e) of the statutes is amended to read:

9 281.58 **(2m)** (e) Inspect periodically clean water fund project construction to
10 determine project compliance with construction plans and specifications ~~approved~~
11 ~~by the department~~ and the requirements of this section and s. 281.59 and, if
12 applicable, of 33 USC 1251 to 1376 and 33 USC 1381 to 1387 and the regulations
13 promulgated thereunder.

14 **SECTION 2152s.** 281.58 (9) (a) of the statutes is amended to read:

15 281.58 **(9)** (a) After the department approves a municipality’s facility plan
16 submitted under sub. (8s), the municipality shall submit an application for
17 participation to the department. The application shall be in such form and include
18 such information as the department and the department of administration prescribe
19 and shall include design plans and specifications ~~that are approvable by the~~
20 ~~department under this chapter.~~ The department shall review applications for
21 participation in the clean water fund program. The department shall determine
22 which applications meet the eligibility requirements and criteria under subs. (6), (7),
23 (8), (8m) and (13).

24 **SECTION 2153.** 281.58 (9) (ae) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2153**

1 281.58 (9) (ae) A municipality that submits an application under par. (a)
2 without design plans and specifications may obtain an initial determination of
3 financial eligibility from the department of administration. The department of
4 natural resources may not approve a municipality's application until the
5 municipality submits ~~approvable~~ design plans and specifications.

6 **SECTION 2154.** 281.58 (15) (a) (intro.) and 1. of the statutes are consolidated,
7 renumbered 281.58 (15) (a) and amended to read:

8 281.58 (15) (a) The department and the department of administration may, at
9 the request of a municipality, issue a notice of financial assistance commitment to the
10 municipality after ~~all of the following occur: 1. The~~ the department approves the
11 municipality's application under sub. (9m) (a) and the department of administration
12 has allocated subsidy for the municipality's project.

13 **SECTION 2155.** 281.58 (15) (a) 2. of the statutes is repealed.

14 **SECTION 2156.** 281.59 (1) (b) of the statutes is amended to read:

15 281.59 (1) (b) "Market interest rate" means the ~~interest at the effective~~ interest
16 ~~rate of a~~ on a fixed-rate revenue obligation issued by the state to fund a loan ~~or a~~
17 ~~portion of a loan for a project under the clean water fund program~~ made under this
18 section or, for a variable rate obligation, the effective interest rate that the
19 department of administration determines would have been paid if the variable rate
20 obligation had been sold at a fixed rate.

21 **SECTION 2157.** 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

22 281.59 (3e) (b) 1. Equal to \$90,000,000 \$109,600,000 during the 2003–05
23 2005–07 biennium.

24 3. Equal to \$1,000 for any biennium after the 2003–05 2005–07 biennium.

25 **SECTION 2158.** 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2158**

1 281.59 **(3m)** (b) 1. Equal to ~~\$4,000,000~~ \$2,700,000 during the ~~2003–05~~ 2005–07
2 biennium.

3 2. Equal to \$1,000 for any biennium after the ~~2003–05~~ 2005–07 biennium.

4 **SECTION 2159.** 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

5 281.59 **(3s)** (b) 1. Equal to ~~\$12,800,000~~ \$10,800,000 during the ~~2003–05~~
6 2005–07 biennium.

7 2. Equal to \$1,000 for any biennium after the ~~2003–05~~ 2005–07 biennium.

8 **SECTION 2160.** 281.61 (1) (b) of the statutes is amended to read:

9 281.61 **(1)** (b) “Market interest rate” ~~means the interest at the effective rate of~~
10 ~~a revenue obligation issued by this state to fund a loan or portion of a loan for a clean~~
11 ~~water fund program project under s. 281.58~~ has the meaning given in s. 281.59 (1)
12 (b).

13 **SECTION 2192.** 285.01 (17m) of the statutes is created to read:

14 285.01 **(17m)** “Entire facility” means all stationary sources that are under the
15 control of one person or under the control of persons who are under common control
16 and that are located on contiguous properties.

17 **SECTION 2192p.** 285.66 (1) of the statutes is amended to read:

18 285.66 **(1)** CONSTRUCTION. Unless otherwise specified in the ~~permit, a~~
19 ~~construction permit, the authorization to construct, reconstruct, replace, or modify~~
20 a stationary source is valid for 18 months from the date of issuance of the permit
21 unless the permit is revoked or suspended. The department may extend the term of
22 the authorization in the construction permit for the purposes of commencing or
23 completing construction, reconstruction, replacement, or modification. Unless
24 otherwise specified in a construction permit, the department may only extend the
25 term of the authorization in the permit for up to 18 additional months beyond the

ENGROSSED ASSEMBLY BILL 100

1 original 18-month period. If construction, reconstruction, replacement, or
2 modification is not completed within the term specified in the permit or any
3 extension granted by the department, the applicant shall apply for a new
4 construction permit. Notwithstanding the fact that authorization to construct,
5 reconstruct, replace, or modify a source expires under this subsection, all conditions
6 in a construction permit are permanent unless the conditions are revised through a
7 revision of the construction permit or through the issuance of a new construction
8 permit.

9 **SECTION 2192v.** 285.69 (1) (a) of the statutes is renumbered 285.69 (1) (a)
10 (intro.) and amended to read:

11 285.69 (1) (a) *Application for permit.* (intro.) Reviewing and acting upon any
12 application for a construction permit, except that the department may not impose
13 a fee on any of the following persons who apply for a construction permit:

14 **SECTION 2192w.** 285.69 (1) (a) 1. to 3. of the statutes are created to read:

15 285.69 (1) (a) 1. An owner or operator of an entire facility for which an operation
16 permit is required under s. 285.60 but not under the federal clean air act if the entire
17 facility is covered by a registration permit under s. 285.60 (2g).

18 2. An owner or operator of an entire facility for which an operation permit is
19 required under s. 285.60 but not under the federal clean air act if the entire facility
20 is covered by a general permit under s. 285.60 (3).

21 3. An owner or operator of an entire facility for which an operation permit is
22 required under s. 285.60 but not under the federal clean air act for which the
23 department has issued an operation permit, if the owner or operator has paid the fee
24 under sub. (2) (h) at any time before applying for the construction permit.

25 **SECTION 2193.** 285.69 (1d) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2193**

1 **285.69 (1d)** REQUEST FOR WAIVER OF CONSTRUCTION PERMIT REQUIREMENT. An
2 owner or operator that requests a waiver under s. 285.60 (5m) of the requirement to
3 obtain a construction permit shall pay to the department a fee of \$300.

4 **SECTION 2194.** 285.69 (1g) of the statutes is created to read:

5 **285.69 (1g)** ANNUAL FEES FOR OPERATION PERMIT EXEMPTION. The owner or
6 operator of a stationary source that is exempt from the requirement to obtain an
7 operation permit under s. 285.62 shall pay to the department a fee of \$300 per year
8 if the stationary source had actual emissions of a regulated pollutant in excess of 3
9 tons in the preceding year.

10 **SECTION 2196d.** 285.69 (2) (c) (intro.) of the statutes is amended to read:

11 **285.69 (2) (c)** (intro.) The fees collected under pars. (a) and (e) from the owner
12 or operator of a stationary source for which an operation permit is required under
13 the federal clean air act shall be credited to the appropriations under s. 20.370 (2)
14 (bg), (3) (bg), (8) (mg) and (9) (mh) for the following:

15 **SECTION 2196g.** 285.69 (2) (f) of the statutes is created to read:

16 **285.69 (2) (f)** Notwithstanding pars. (a) and (e), the owner or operator of an
17 entire facility for which an operation permit is required under s. 285.60 but not under
18 the federal clean air act shall pay to the department a fee of \$1,100 for a year if the
19 preceding year was the first year in which the entire facility was covered by a
20 registration permit under s. 285.60 (2g). Paragraphs (a) and (e) apply in all other
21 years.

22 **SECTION 2196h.** 285.69 (2) (g) of the statutes is created to read:

23 **285.69 (2) (g)** Notwithstanding pars. (a) and (e), the owner or operator of an
24 entire facility for which an operation permit is required under s. 285.60 but not under
25 the federal clean air act shall pay to the department a fee of \$2,300 for a year if the

ENGROSSED ASSEMBLY BILL 100**SECTION 2196h**

1 preceding year was the first year in which the entire facility was covered by a general
2 permit under s. 285.60 (3) and the facility was first covered by an operation permit
3 after the effective date of this paragraph [revisor inserts date]. Paragraphs (a)
4 and (e) apply in all other years.

5 **SECTION 2196i.** 285.69 (2) (h) of the statutes is created to read:

6 285.69 (2) (h) 1. Notwithstanding pars. (a) and (e), the owner or operator of an
7 entire facility for which an operation permit is required under s. 285.60 but not under
8 the federal clean air act may elect to pay the department a fee of \$7,500 for a year
9 if the entire facility was not covered by a registration operation permit under s.
10 285.60 (2g) or by a general operation permit under s. 285.60 (3) in the preceding year
11 and the owner or operator has not previously elected to pay the fee under this
12 subdivision. Paragraphs (a) and (e) apply in all other years.

13 2. Notwithstanding subd. 1. and pars. (a) and (e), for 2006 only, the owner or
14 operator of an entire facility for which an operation permit is required under s.
15 285.60 but not under the federal clean air act and that is not a synthetic minor source,
16 as defined in NR 407.02 (9), Wis. Adm. Code, shall pay a fee of \$300 if the entire
17 facility was not covered by a registration operation permit under s. 285.60 (2g) or by
18 a general operation permit under s. 285.60 (3) in 2005.

19 **SECTION 2196j.** 285.69 (2) (i) of the statutes is created to read:

20 285.69 (2) (i) The fees collected under this subsection from the owner or
21 operator of a stationary source for which an operation permit is required under s.
22 285.60 but not under the federal clean air act and under sub. (1g) shall be credited
23 to the appropriation account under s. 20.370 (2) (bh) for the following purposes as
24 they relate to stationary sources for which an operation permit is required under s.
25 285.60 but not under the federal clean air act:

ENGROSSED ASSEMBLY BILL 100**SECTION 2196j**

1 1. The costs of reviewing and acting on applications for operation permits;
2 implementing and enforcing operation permits except for court costs or other costs
3 associated with an enforcement action; monitoring emissions and ambient air
4 quality; preparing rules and materials to assist persons who are subject to the
5 operation permit program; ambient air quality modeling; preparing and
6 maintaining emission inventories; and any other direct and indirect costs of the
7 operation permit program.

8 2. Costs of any other activities related to stationary sources of air
9 contaminants.

10 **SECTION 2198.** 287.26 of the statutes is created to read:

11 **287.26 Business waste reduction and recycling assistance.** The
12 department may contract with a nonprofit organization for services to assist
13 businesses to reduce the amount of solid waste generated or to reuse or recycle solid
14 waste. The department may not provide more than \$250,000 annually under a
15 contract under this section. The department may not provide funds under this
16 section in an amount that exceeds 50 percent of the costs of the services to be provided
17 under the contract. The department shall include in any contract under this section
18 goals and objectives for the services to be provided, methods to measure progress
19 toward the goals and objectives, and a schedule for reporting to the department on
20 the use of funds and progress towards the goals and objectives.

21 **SECTION 2198t.** 289.64 (3) of the statutes is amended to read:

22 **289.64 (3) AMOUNT OF SOLID WASTE FACILITY SITING BOARD FEE.** The fee imposed
23 under this section is ~~1.7~~ 0.7 cents per ton for solid waste or hazardous waste.

24 **SECTION 2198x.** 289.645 (3) of the statutes is amended to read:

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1 289.645 **(3)** AMOUNT OF RECYCLING FEE. The fee imposed under this section is
2 \$3 \$2.25 per ton for all solid waste other than high-volume industrial waste.

3 **SECTION 2199.** 289.645 (4) (e) of the statutes is created to read:

4 289.645 **(4)** (e) The recycling fee does not apply to waste material that is
5 removed from recycled materials intended for use as recycled fiber by a person that
6 makes paper, pulp, or paperboard from wastepaper, if the waste material cannot be
7 used to make paper, pulp, or paperboard.

8 **SECTION 2202.** 292.57 (2) (b) of the statutes is amended to read:

9 292.57 **(2)** (b) Any moneys collected under this subsection shall be credited to
10 the appropriation account under s. 20.370 (2) ~~(mi)~~ (dh).

11 **SECTION 2203m.** 301.067 of the statutes is created to read:

12 **301.067 Funding for certain community reintegration services.** From
13 the appropriation under s. 20.410 (1) (d), the department shall provide \$50,000 each
14 fiscal year to Madison-area Urban Ministry, Inc., and \$50,000 each fiscal year to
15 Project Return for community reintegration services.

16 **SECTION 2204.** 301.235 (2) (a) (intro.) of the statutes is amended to read:

17 301.235 **(2)** (a) (intro.) In order to provide new buildings and to enable the
18 construction and financing thereof, to refinance indebtedness created by a nonprofit
19 corporation for the purpose of providing a new building or buildings or additions or
20 improvements thereto which are located on land owned by, or owned by the state and
21 held for, the department or on lands of the institutions under the jurisdiction of the
22 department or owned by the nonprofit corporation, or for any one or more of those
23 purposes, but for no other purpose unless authorized by law, the department, subject
24 to s. 16.848, has the following powers and duties:

25 **SECTION 2205.** 301.235 (2) (a) 1. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2205**

1 301.235 **(2)** (a) 1. Without limitation by reason of any other statute except s.
2 16.848, the power to sell and to convey title in fee simple to a nonprofit corporation
3 any land and any existing buildings thereon owned by, or owned by the state and held
4 for, the department or any of the institutions under the jurisdiction of the
5 department for such consideration and upon such terms and conditions as in the
6 judgment of the secretary are in the public interest.

7 **SECTION 2206.** 301.24 (4) of the statutes is amended to read:

8 301.24 **(4)** SALES. The Except where a sale occurs under s. 16.848, the
9 department, with the approval of the building commission, may sell and convey such
10 lands under the jurisdiction of the department as the secretary deems to be in excess
11 of the present or future requirements of the department for either the operation of
12 its facilities or programs, for the maintenance of buffer zones adjacent to its facilities
13 or for other public purposes. The proceeds of the sales shall be credited to the state
14 building trust fund.

15 **SECTION 2207.** 301.24 (4m) of the statutes is amended to read:

16 301.24 **(4m)** CORRECTIONAL INSTITUTION PROPERTY DISPOSITION. In addition to
17 any other requirements under this section, except where a sale occurs under s.
18 16.848, the department may sell or otherwise transfer or dispose of the property
19 acquired for the correctional institution under s. 46.05 (1o), 1985 stats., only if the
20 sale, transfer or disposition is approved by the joint committee on finance. The
21 department shall submit a plan for any such proposed sale, transfer or disposition
22 to the committee.

23 **SECTION 2208.** 301.25 of the statutes is amended to read:

24 **301.25 Sewer system at Taycheedah Correctional Institution.** The
25 department, with the approval of the governor, may enter into an agreement

ENGROSSED ASSEMBLY BILL 100**SECTION 2208**

1 containing terms, conditions and covenants approved by the building commission,
2 to participate in the construction of a sanitary sewer system in the area adjacent to
3 the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac
4 County; to connect the sewer system of the Taycheedah Correctional Institution
5 thereto; to pay sewage disposal charges; and to grant easements or, subject to s.
6 16.848, convey land to meet construction requirements.

7 **SECTION 2209d.** 301.26 (4) (d) 2. of the statutes is amended to read:

8 301.26 (4) (d) 2. Beginning on July 1, ~~2003~~ 2005, and ending on June 30, ~~2004~~
9 2006, the per person daily cost assessment to counties shall be \$183 \$203 for care in
10 a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$183~~ \$203 for care
11 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),
12 ~~\$225~~ \$234 for care in a residential care center for children and youth, ~~\$142~~ \$157 for
13 care in a group home for children, \$47 for care in a foster home, ~~\$88~~ \$83 for care in
14 a treatment foster home, ~~\$86~~ \$81 for departmental corrective sanctions services, and
15 ~~\$25~~ \$32 for departmental aftercare services.

16 **SECTION 2210d.** 301.26 (4) (d) 3. of the statutes is amended to read:

17 301.26 (4) (d) 3. Beginning on July 1, ~~2004~~ 2006, and ending on June 30, ~~2005~~
18 2007, the per person daily cost assessment to counties shall be \$187 \$209 for care in
19 a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$187~~ \$209 for care
20 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),
21 ~~\$239~~ \$244 for care in a residential care center for children and youth, ~~\$149~~ \$163 for
22 care in a group home for children, ~~\$49~~ \$50 for care in a foster home, ~~\$92~~ \$87 for care
23 in a treatment foster home, ~~\$87~~ \$82 for departmental corrective sanctions services,
24 and ~~\$26~~ \$33 for departmental aftercare services.

25 **SECTION 2210m.** 301.26 (5) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2210m**

1 301.26 (5) REVENUE SUFFICIENCY. (a) Before the close of each odd-numbered
2 fiscal year, the department of corrections shall project the balance that will remain
3 in the appropriation account under s. 20.410 (3) (hm) on June 30 of that fiscal year
4 and provide that information to the department of administration.

5 (b) 1. If the department of corrections projects under par. (a) that there will be
6 a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of an
7 odd-numbered year, the department of administration shall include the amount of
8 that projected deficit in the cost basis used to calculate the per person daily cost
9 assessments under sub. (4) (d) 2. and 3. for care in a Type 1 secured correctional
10 facility, as defined in s. 938.02 (19), for the next fiscal biennium by adding 50% of that
11 projected deficit to the cost basis used to determine the per person daily cost
12 assessment under sub. (4) (d) 2. for care in a Type 1 secured correctional facility, as
13 defined in s. 938.02 (19), for the first year of the next fiscal biennium and by adding
14 50% of that projected deficit to the cost basis used to determine the per person daily
15 cost assessment under sub. (4) (d) 3. for care in a Type 1 secured correctional facility,
16 as defined in s. 938.02 (19), for the 2nd year of the next fiscal biennium.

17 2. The secretary of administration shall place in unallotted reserve and use to
18 recoup the projected deficit specified in subd. 1. all moneys generated by the
19 increases in the per person daily cost assessments specified in subd. 1. that result
20 from adding that projected deficit to the cost basis specified in subd. 1.

21 (c) If on June 30 of the odd-numbered year of the next fiscal biennium the
22 moneys placed in unallotted reserve under par. (b) 2. exceed the amount of the actual
23 deficit on June 30 of the odd-numbered year of the fiscal biennium in which that
24 deficit was incurred, all moneys in excess of that actual deficit shall be remitted to
25 the counties or transferred to the appropriation account under s. 20.410 (3) (kx) by

ENGROSSED ASSEMBLY BILL 100**SECTION 2210m**

1 September 30 of that odd-numbered year. Each county and the department shall
2 receive a proportionate share of the remittance and transfer depending on the total
3 number of days of placement at Type 1 secured correctional facilities, as defined in
4 s. 938.02 (19), for each county and the state during that next fiscal biennium.
5 Counties shall use any amounts remitted under this paragraph for the purposes
6 specified in this section. The department shall deposit in the general fund the
7 amounts transferred under this paragraph to the appropriation account under s.
8 20.410 (3) (kx).

9 **SECTION 2211.** 301.26 (7) (intro.) of the statutes is amended to read:

10 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
11 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the
12 department shall allocate funds for community youth and family aids for the period
13 beginning on July 1, ~~2003~~ 2005, and ending on June 30, ~~2005~~ 2007, as provided in
14 this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

15 **SECTION 2212.** 301.26 (7) (a) of the statutes is amended to read:

16 301.26 (7) (a) For community youth and family aids under this section,
17 amounts not to exceed \$44,145,100 for the last 6 months of ~~2003~~ 2005, \$88,290,200
18 for ~~2004~~ 2006, and \$44,145,100 for the first 6 months of ~~2005~~ 2007.

19 **SECTION 2213.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

20 301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall
21 allocate \$2,000,000 for the last 6 months of ~~2003~~ 2005, \$4,000,000 for ~~2004~~ 2006, and
22 \$2,000,000 for the first 6 months of ~~2005~~ 2007 to counties based on each of the
23 following factors weighted equally:

24 **SECTION 2214.** 301.26 (7) (c) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2214**

1 301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate
2 \$1,053,200 for the last 6 months of ~~2003~~ 2005, \$2,106,500 for ~~2004~~ 2006, and
3 \$1,053,300 for the first 6 months of ~~2005~~ 2007 to counties based on each of the factors
4 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an
5 allocation under this paragraph that is less than 93% nor more than 115% of the
6 amount that the county would have received under this paragraph if the allocation
7 had been distributed only on the basis of the factor specified in par. (b) 3.

8 **SECTION 2215.** 301.26 (7) (e) of the statutes is amended to read:

9 301.26 (7) (e) For emergencies related to community youth and family aids
10 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2003~~
11 2005, \$250,000 for ~~2004~~ 2006, and \$125,000 for the first 6 months of ~~2005~~ 2007. A
12 county is eligible for payments under this paragraph only if it has a population of not
13 more than 45,000.

14 **SECTION 2216.** 301.26 (7) (h) of the statutes is amended to read:

15 301.26 (7) (h) For counties that are participating in the corrective sanctions
16 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2003~~ 2005,
17 \$2,124,800 in ~~2004~~ 2006, and \$1,062,400 in the first 6 months of ~~2005~~ 2007 for the
18 provision of corrective sanctions services for juveniles from that county. In
19 distributing funds to counties under this paragraph, the department shall determine
20 a county's distribution by dividing the amount allocated under this paragraph by the
21 number of slots authorized for the program under s. 938.533 (2) and multiplying the
22 quotient by the number of slots allocated to that county by agreement between the
23 department and the county. The department may transfer funds among counties as
24 necessary to distribute funds based on the number of slots allocated to each county.

25 **SECTION 2217.** 301.26 (8) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2217**

1 301.26 **(8)** ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the
2 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last
3 6 months of ~~2003~~ 2005, \$1,333,400 in ~~2004~~ 2006, and \$666,700 in the first 6 months
4 of ~~2005~~ 2007 for alcohol and other drug abuse treatment programs.

5 **SECTION 2221g.** 301.265 (title) of the statutes is created to read:

6 **301.265 (title) Diversion of youth from gang activities.**

7 **SECTION 2221m.** 301.289 of the statutes is created to read:

8 **301.289 Unit supervisor positions.** The department may not employ a unit
9 supervisor or a person having comparable duties to supervise correctional
10 institution security staff unless the person directly reports to the institution's
11 security director.

12 **SECTION 2222.** 301.32 (1) of the statutes is amended to read:

13 **301.32 (1) PROPERTY DELIVERED TO WARDEN OR SUPERINTENDENT; CREDIT AND DEBIT.**
14 All money and other property delivered to an employee of any state correctional
15 institution for the benefit of a prisoner or resident shall be delivered to the warden
16 or superintendent, who shall enter the property upon his or her accounts to the credit
17 of the prisoner or resident. The property may be used only under the direction and
18 with the approval of the superintendent or warden and for the crime victim and
19 witness assistance surcharge under s. 973.045 (4), the delinquency victim and
20 witness assistance surcharge under s. 938.34 (8d) (c), the deoxyribonucleic acid
21 analysis surcharge under s. 973.046, the drug offender diversion surcharge under s.
22 973.043, or the benefit of the prisoner or resident. If the money remains uncalled for
23 for one year after the prisoner's or resident's death or departure from the state
24 correctional institution, the superintendent shall deposit it in the general fund. If
25 any prisoner or resident leaves property, other than money, uncalled for at a state

ENGROSSED ASSEMBLY BILL 100**SECTION 2222**

1 correctional institution for one year, the superintendent shall sell the property and
2 deposit the proceeds in the general fund, donate the property to a public agency or
3 private, nonprofit organization or destroy the property. If any person satisfies the
4 department, within 5 years after the deposit, of his or her right to the deposit, the
5 department shall direct the department of administration to draw its warrant in
6 favor of the claimant and it shall charge the same to the appropriation made by s.
7 20.913 (3) (bm).

8 **SECTION 2223.** 301.45 (10) of the statutes is created to read:

9 301.45 (10) The department may require a person who must register as a sex
10 offender and who is in its custody or on probation, parole, or extended supervision
11 to pay an annual fee to partially offset its costs in monitoring persons on probation,
12 parole, or extended supervision. The department shall establish any such fee by rule,
13 but the fee may not exceed \$50.

14 **SECTION 2225.** 302.04 of the statutes is amended to read:

15 **302.04 Duties of warden and superintendents.** The Except as provided in
16 s. 16.848, the warden or the superintendent of each state prison shall have charge
17 and custody of the prison and all lands, belongings, furniture, implements, stock and
18 provisions and every other species of property within the same or pertaining thereto.
19 The warden or superintendent shall enforce the ~~regulations~~ rules of the department
20 for the administration of the prison and for the government of its officers and the
21 discipline of its inmates.

22 **SECTION 2226m.** 302.05 (1) of the statutes is renumbered 302.05 (1) (am).

23 **SECTION 2227m.** 302.05 (1) (c) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2227m**

1 302.05 (1) (c) The Robert E. Ellsworth Correctional Center shall provide a
2 substance abuse treatment program for inmates for the purposes of the earned
3 release program described in sub. (3).

4 **SECTION 2228.** 302.05 (3) (b) of the statutes is amended to read:

5 302.05 (3) (b) Except as provided in par. (d), if the department determines that
6 an eligible inmate serving a sentence other than one imposed under s. 973.01 has
7 successfully completed ~~the~~ a treatment program described in sub. (1), the parole
8 commission shall parole the inmate for that sentence under s. 304.06, regardless of
9 the time the inmate has served. If the parole commission grants parole under this
10 paragraph, it shall require the parolee to participate in an intensive supervision
11 program for drug abusers as a condition of parole.

12 **SECTION 2229.** 302.05 (3) (c) 1. of the statutes is amended to read:

13 302.05 (3) (c) 1. Except as provided in par. (d), if the department determines
14 that an eligible inmate serving the term of confinement in prison portion of a
15 bifurcated sentence imposed under s. 973.01 has successfully completed ~~the~~ a
16 treatment program described in sub. (1), the department shall inform the court that
17 sentenced the inmate.

18 **SECTION 2230.** 302.05 (3) (c) 2. (intro.) of the statutes is amended to read:

19 302.05 (3) (c) 2. (intro.) Upon being informed by the department under subd.
20 1. that an inmate whom the court sentenced under s. 973.01 has successfully
21 completed ~~the~~ a treatment program described in sub. (1), the court shall modify the
22 inmate's bifurcated sentence as follows:

23 **SECTION 2231.** 302.05 (3) (d) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2231**

1 302.05 (3) (d) The department may place intensive sanctions program
2 participants in the a treatment program described in sub. (1), but pars. (b) and (c)
3 do not apply to those participants.

4 **SECTION 2232.** 302.12 (2) of the statutes is amended to read:

5 302.12 (2) Money accruing under this section remains under the control of the
6 department, to be used for the crime victim and witness assistance surcharge under
7 s. 973.045 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046, the
8 drug offender diversion surcharge under s. 973.043, and the benefit of the inmate or
9 the inmate's family or dependents, under rules promulgated by the department as
10 to time, manner and amount of disbursements. The rules shall provide that the
11 money be used for the reasonable support of the inmate's family or dependents before
12 it is allocated for the drug offender diversion surcharge.

13 **SECTION 2233.** 302.13 of the statutes is amended to read:

14 **302.13 Preservation of property an inmate brings to prison.** The
15 department shall preserve money and effects, except clothes, in the possession of an
16 inmate when admitted to the prison and, subject to the crime victim and witness
17 assistance surcharge under s. 973.045 (4) ~~and~~, the deoxyribonucleic acid analysis
18 surcharge under s. 973.046, and the drug offender diversion surcharge under s.
19 973.043, shall restore the money and effects to the inmate when discharged.

20 **SECTION 2233m.** 302.43 of the statutes is amended to read:

21 **302.43 Good time.** Every inmate of a county jail is eligible to earn good time
22 in the amount of one-fourth of his or her term for good behavior if sentenced to at
23 least 4 days, but fractions of a day shall be ignored. An inmate shall be given credit
24 for time served prior to sentencing under s. 973.155, including good time under s.
25 973.155 (4). An inmate who violates any law or any regulation of the jail, or neglects

ENGROSSED ASSEMBLY BILL 100**SECTION 2233m**

1 or refuses to perform any duty lawfully required of him or her, may be deprived by
2 the sheriff of good time under this section, except that the sheriff shall not deprive
3 the inmate of more than 2 days good time for any one offense without the approval
4 of the court. An inmate who files an action or special proceeding, including a petition
5 for a common law writ of certiorari, to which s. 807.15 applies shall be deprived of
6 the number of days of good time specified in the court order prepared under s. 807.15
7 (3). This section does not apply to a person who is confined in the county jail in
8 connection with his or her participation in a substance abuse treatment program
9 that meets the requirements of s. 16.964 (12) (c), as determined by the office of justice
10 assistance under s. 16.964 (12) (j).

11 **SECTION 2235.** 303.01 (8) (b) of the statutes is amended to read:

12 303.01 **(8)** (b) The department shall distribute earnings of an inmate or
13 resident, other than an inmate or resident employed under sub. (2) (em), for the crime
14 victim and witness assistance surcharge under s. 973.045 (4), for the delinquency
15 victim and witness assistance surcharge under s. 938.34 (8d) (c), for the
16 deoxyribonucleic acid analysis surcharge under s. 973.046 (4) and for compliance
17 with s. 303.06 (2) and may distribute earnings for the support of the inmate's or
18 resident's dependents and for other obligations either acknowledged by the inmate
19 or resident in writing or which have been reduced to judgment that may be satisfied
20 according to law. The department may also distribute earnings for the drug offender
21 diversion surcharge under s. 973.043, but only if the inmate or resident has first
22 provided for the reasonable support of his or her dependents.

23 **SECTION 2236m.** 303.01 (8) (c) 8. of the statutes is created to read:

24 303.01 **(8)** (c) 8. Payment of the drug offender diversion surcharge under s.
25 973.043.

ENGROSSED ASSEMBLY BILL 100**SECTION 2239m**

1 **SECTION 2239m.** 303.015 (1) (e) of the statutes is amended to read:

2 303.015 (1) (e) The board shall review and either approve or deny a proposal
3 under s. 303.06 (5) to offer for sale in the open market a product or type of product
4 manufactured in whole or in part by inmates as part of a hobby–craft program or
5 vocational training. Once the board has approved the sale of a particular product or
6 type of product under this paragraph, the product or type of product may be offered
7 for sale by any tax–supported or nonprofit agency under s. 303.06 (5) without further
8 approval by the board under this paragraph.

9 **SECTION 2240g.** 303.06 (5) of the statutes is amended to read:

10 303.06 (5) A tax–supported institution or a nonprofit agency may offer for sale
11 in the open market products manufactured in whole or in part by inmates in a state
12 penal institution as part of a hobby–craft program or vocational training if the
13 purpose of the sale is to support the institution’s or agency’s mission or is for some
14 other charitable purpose and if the sale of that product or type of product has been
15 approved by the prison industries board under s. 303.015 (1) (e).

16 **SECTION 2240r.** 303.06 (6) of the statutes is created to read:

17 303.06 (6) The department may sell, in the open market, products produced in
18 whole or in part by inmates in a state penal institution if the products are produced
19 as part of a technical college course provided to inmates.

20 **SECTION 2241m.** 303.065 (5) (cm) of the statutes is created to read:

21 303.065 (5) (cm) Payment of the drug offender diversion surcharge under s.
22 973.043.

23 **SECTION 2243.** 341.09 (2m) (a) 1., 2. and 3. and (d) of the statutes are amended
24 to read:

ENGROSSED ASSEMBLY BILL 100

1 341.09 **(2m)** (a) 1. Upon request by a dealer licensed in this state, the
2 department may issue any number of temporary operation plates and temporary
3 permits to a dealer under sub. (2) at a fee of \$3 per ~~plate~~ item. The dealer may issue
4 the temporary operation plate or permit at a fee of \$3 to any of the following:

5 2. Notwithstanding subd. 1., the department shall issue a sufficient number
6 of temporary operation plates and temporary permits without charge to each dealer
7 licensed in this state for issuance under this subdivision. Each dealer shall issue a
8 temporary operation plate or a temporary permit without charge to any state
9 resident who purchases or leases from the dealer an automobile or motor truck
10 having a registered weight of 8,000 pounds or less, for use on such vehicle if the state
11 resident submits to the dealer a complete application for registration of the vehicle,
12 including evidence of inspection under s. 110.20 when required, and for a new
13 certificate of title for a purchased vehicle, together with a check or money order made
14 payable to the department for all applicable title, registration, security interest and
15 sales tax moneys, for transmittal to the department by the dealer.

16 3. The department shall prescribe the manner in which a dealer shall keep
17 records of temporary operation plates and temporary permits issued by the dealer.

18 (d) If the department determines that a dealer has misused plates or permits
19 issued under this subsection or sub. (4) or has failed to comply with the requirements
20 of this section or rules issued under this section, the department may order the dealer
21 to return all temporary operation plates and permits in the dealer's possession.
22 Within 30 days after the issuance of the order, the dealer may request a hearing
23 before the division of hearings and appeals. The division of hearings and appeals
24 shall schedule a hearing with reasonable promptness. The dealer may not issue any

ENGROSSED ASSEMBLY BILL 100**SECTION 2243**

1 temporary operation plates or permits until after the division of hearings and
2 appeals holds its scheduled hearing and issues its findings.

3 **SECTION 2244.** 341.09 (9) of the statutes is amended to read:

4 341.09 (9) Notwithstanding any other provision of this section, the department
5 shall issue a temporary operation plate or a temporary permit without charge for an
6 automobile or motor truck having a registered weight of 8,000 pounds or less upon
7 receipt of a complete application accompanied by the required fee for registration of
8 the vehicle, including evidence of any inspection under s. 110.20 when required, if
9 the department does not immediately issue the regular registration plates for the
10 vehicle and the department determines that the applicant has not otherwise been
11 issued a temporary operation plate or a temporary permit under this section.

12 **SECTION 2244f.** 341.135 (1) of the statutes is amended to read:

13 341.135 (1) DESIGN. Every 7th 10th year, the department shall establish new
14 designs of registration plates to be issued under ss. 341.14 (1a), (1m), (1q), (2), (2m),
15 (6m), and (6r), 341.25 (1) (a), (c), (h), and (j) and (2) (a), (b), and (c), and 341.26 (2) and
16 (3) (a) 1. and (am). Any design for registration plates issued for automobiles and for
17 vehicles registered on the basis of gross weight shall comply with the applicable
18 design requirements of ss. 341.12 (3), 341.13, and 341.14 (6r) (c). The designs for
19 registration plates specified in this subsection shall be as similar in appearance as
20 practicable during each ~~7-year~~ 10-year design interval. Except as provided in s.
21 341.13 (2r), each registration plate issued under s. 341.14 (1a), (1m), (1q), (2), (2m),
22 (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c), or 341.26 (2) or (3) (a)
23 1. or (am) during each ~~7-year~~ 10-year design interval shall be of the design
24 established under this subsection. The department may not redesign registration
25 plates for the special groups under s. 341.14 (6r) (f) 53., 54., or 55. until July 1, 2007

ENGROSSED ASSEMBLY BILL 100**SECTION 2244f**

1 2010. Except for registration plates issued under s. 341.14 (6r) (f) 53., 54., or 55., the
2 first design cycle for registration plates issued under ss. 341.14 (1a), (1m), (1q), (2),
3 (2m), (6m), and (6r), 341.25 (1) (a), (c), (h), and (j) and (2) (a), (b), and (c), and 341.26
4 (2) and (3) (a) 1. and (am) began July 1, 2000.

5 **SECTION 2244k.** 341.135 (2) (a) 2. of the statutes is amended to read:

6 341.135 (2) (a) 2. Notwithstanding s. 341.13 (3), beginning with registrations
7 initially effective on July 1, ~~2007~~ 2010, upon receipt of a completed application to
8 initially register a vehicle under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), or
9 s. 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) or 341.26 (2) or (3) (a) 1. or (am), or
10 to renew the registration of a vehicle under those sections for which a registration
11 plate has not been issued during the previous ~~7~~ 10 years, the department shall issue
12 and deliver prepaid to the applicant ~~2~~ new registration plates of the design
13 established for that ~~7-year~~ 10-year period under sub. (1).

14 **SECTION 2244o.** 341.135 (2) (am) of the statutes is amended to read:

15 341.135 (2) (am) Notwithstanding s. 341.13 (3) and (3m), beginning with
16 registrations initially effective on July 1, 2000, upon receipt of a completed
17 application to renew the registration of a vehicle registered under s. 341.14 (1a),
18 (1m), (1q), (2), (2m), (6m), or (6r), except s. 341.14 (6r) (f) 53., 54., or 55., or s. 341.25
19 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) for which a registration plate of the design
20 established under sub. (1) has not been issued, the department may issue and deliver
21 prepaid to the applicant ~~2~~ new registration plates of the design established under
22 sub. (1). This paragraph does not apply to registration plates issued under s. 341.14
23 (6r) (f) 52., 1997 stats. This paragraph does not apply after June 30, ~~2007~~ 2010.

24 **SECTION 2244r.** 341.135 (2) (e) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2244r**

1 341.135 (2) (e) The department shall issue new registration plates of the design
2 established under sub. (1) for every vehicle registered under s. 341.14 (1a), (1m), (1q),
3 (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c), or 341.26 (2)
4 or (3) (a) 1. or (am) after July 1, ~~2007~~ 2010.

5 **SECTION 2245m.** 341.135 (2m) of the statutes is created to read:

6 341.135 (2m) APPLICABILITY. This section does not apply to special group plates
7 under s. 341.14 (6r) (f) 19m.

8 **SECTION 2245n.** 341.14 (6r) (a) of the statutes is renumbered 341.14 (6r) (a)
9 (intro.) and amended to read:

10 341.14 (6r) (a) (intro.) In this subsection and s. 341.145 (1) (c), ~~“authorized;~~

11 1. “Authorized special group” means a special group enumerated in par. (f) or
12 designated by the department under par. (fm).

13 **SECTION 2245o.** 341.14 (6r) (a) 2. of the statutes is created to read:

14 341.14 (6r) (a) 2. “Immediate family member” means a spouse, grandparent,
15 parent, sibling, child, stepchild, stepparent, or grandchild, or the spouse of a
16 grandparent, parent, sibling, child, stepchild, stepparent, or grandchild.

17 **SECTION 2245om.** 341.14 (6r) (b) 2. of the statutes is amended to read:

18 341.14 (6r) (b) 2. An additional fee of \$15 shall be charged for the issuance or
19 reissuance of the plates for special groups specified under par. (f), except that no
20 additional fee may be charged under this subdivision for the issuance or reissuance
21 of the plates for special groups specified under par. (f) 1. to 32., 49., 49m., 51., or 56.

22 **SECTION 2246.** 341.14 (6r) (b) 9. of the statutes is created to read:

23 341.14 (6r) (b) 9. A fee of \$15 shall be charged for the issuance or reissuance
24 of a plate for a special group specified under par. (f) 1. to 19., 20. to 32., 49., 49m., 51.,
25 or 56. All moneys received under this subdivision in excess of the initial costs of

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1 production of the special group plate under par. (f) 56. or \$27,600, whichever is less,
2 shall be deposited in the veterans trust fund.

3 **SECTION 2246m.** 341.14 (6r) (d) of the statutes is renumbered 341.14 (6r) (d)
4 1. and amended to read:

5 341.14 (6r) (d) 1. The Subject to subd. 2., the department shall specify the word
6 or words comprising the special group name and the symbol to be displayed upon
7 special group plates for a group associated with a branch of the armed services or a
8 related organization after consultation with the appropriate state or federal
9 representative of that service or organization. Special group plates for a group
10 associated with a branch of the armed services or a related organization shall be
11 colored red, white and blue.

12 **SECTION 2246n.** 341.14 (6r) (d) 2. of the statutes is created to read:

13 341.14 (6r) (d) 2. Special group plates under par. (f) 19m. shall display a gold
14 star flag. The department shall consult the Brian LaViolette Scholarship
15 Foundation, Inc., in designing the special group plates under par. (f) 19m., and the
16 department may not specify a design for the special group plates under par. (f) 19m.
17 unless the design is approved in writing by the department of veterans affairs and
18 by the Brian LaViolette Scholarship Foundation, Inc.

19 **SECTION 2246o.** 341.14 (6r) (f) 19m. of the statutes is created to read:

20 341.14 (6r) (f) 19m. Persons who have had an immediate family member die
21 in combat while serving in the U.S. armed forces.

22 **SECTION 2247.** 341.14 (6r) (f) 56. of the statutes is created to read:

23 341.14 (6r) (f) 56. Persons interested in supporting veterans.

24 **SECTION 2247g.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

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1 341.14 **(6r)** (fm) 7. ~~Except for the authorized special group enumerated under~~
2 ~~par. (f) 55.,~~ after After October 1, 1998, additional authorized special groups may
3 only be special groups designated by the department under this paragraph. The
4 authorized special groups enumerated in par. (f) shall be limited solely to those
5 special groups specified under par. (f) on October 1, 1998, ~~except for the authorized~~
6 ~~special group enumerated under par. (f) 55.~~ This subdivision does not apply to the
7 ~~special group groups~~ specified under par. (f) 54., 55., and 56.

8 **SECTION 2247r.** 341.14 (6r) (fm) 7. of the statutes, as affected by 2005 Wisconsin
9 Act (this act), is amended to read:

10 341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups
11 may only be special groups designated by the department under this paragraph. The
12 authorized special groups enumerated in par. (f) shall be limited solely to those
13 special groups specified under par. (f) on October 1, 1998. This subdivision does not
14 apply to the special groups specified under par. (f) 19m., 54., 55., and 56.

15 **SECTION 2252.** 342.06 (1) (intro.) of the statutes is amended to read:

16 342.06 **(1)** (intro.) An application for a certificate of title shall be made to the
17 department upon a form or in an automated format prescribed by it and shall be
18 accompanied by the required fee and any applicable taxes. The department shall
19 provide the information it obtains under this subsection to the department of
20 revenue for the sole purpose of administering state taxes. Each application for
21 certificate of title shall include the following information:

22 **SECTION 2253.** 342.06 (1) (eg) of the statutes is amended to read:

23 342.06 **(1)** (eg) Except as provided in par. (eh), if the applicant is an individual,
24 the social security number of the applicant. The department of transportation may
25 not disclose a social security number obtained under this paragraph to any person

ENGROSSED ASSEMBLY BILL 100**SECTION 2253**

1 except to the department of workforce development for the sole purpose of
2 administering s. 49.22 and to the department of revenue for the sole purpose of
3 administering state taxes.

4 **SECTION 2254.** 342.14 (1) of the statutes is amended to read:

5 342.14 (1) For filing an application for the first certificate of title, ~~\$18.50~~
6 \$28.50, by the owner of the vehicle.

7 **SECTION 2255.** 342.14 (1r) of the statutes is amended to read:

8 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental
9 impact fee of \$9, by the person filing the application. All moneys collected under this
10 subsection shall be credited to the environmental fund for environmental
11 management. This subsection does not apply after December 31, ~~2005~~ 2007.

12 **SECTION 2256.** 342.14 (3) of the statutes is amended to read:

13 342.14 (3) For a certificate of title after a transfer, ~~\$18.50~~ \$28.50, by the owner
14 of the vehicle.

15 **SECTION 2258.** 342.14 (5) of the statutes is amended to read:

16 342.14 (5) For a replacement certificate of title, ~~\$8~~ \$20, by the owner of the
17 vehicle.

18 **SECTION 2259.** 342.16 (1) (a) of the statutes is amended to read:

19 342.16 (1) (a) Except as provided in par. (c), if a dealer acquires a new or used
20 vehicle that is not a salvage vehicle and holds it for resale, or acquires a salvage
21 vehicle that is currently titled as a salvage vehicle and holds it for resale or accepts
22 a vehicle for sale on consignment, the dealer may not submit to the department the
23 certificate of title or application for certificate of title naming the dealer as owner of
24 the vehicle. Upon transferring the vehicle to another person, the dealer shall
25 immediately give the transferee on a form prescribed by the department a receipt for

ENGROSSED ASSEMBLY BILL 100**SECTION 2259**

1 all title, registration, security interest and sales tax moneys paid to the dealer for
2 transmittal to the department when required. The dealer shall promptly execute the
3 assignment and warranty of title, showing the name and address of the transferee
4 and of any secured party holding a security interest created or reserved at the time
5 of the resale or sale on consignment, in the spaces provided therefor on the certificate
6 or as the department prescribes. Within 7 business days following the sale or
7 transfer, the dealer shall process the application for certificate of title, and within the
8 next business day after processing the application, the dealer shall mail or deliver
9 the certificate or original application for certificate and all associated materials
10 required by the department to the department ~~with the transferee's application for~~
11 ~~a new certificate.~~ A nonresident who purchases a motor vehicle from a dealer in this
12 state may not, unless otherwise authorized by rule of the department, apply for a
13 certificate of title issued for the vehicle in this state unless the dealer determines that
14 a title is necessary to protect the interests of a secured party. The dealer is
15 responsible for determining whether a title and perfection of security interest is
16 required. The dealer is liable for any damages incurred by the department or any
17 secured party for the dealer's failure to perfect a security interest which the dealer
18 had knowledge of at the time of sale.

19 **SECTION 2260.** 342.16 (1) (am) of the statutes is created to read:

20 342.16 (1) (am) 1. Except as provided in subd. 2., a motor vehicle dealer, as
21 defined in s. 218.0101 (23), who processes an application for transfer of title and
22 registration as provided in par. (a) shall utilize an electronic process prescribed by
23 the department under this paragraph or provided for under ss. 341.20 and 341.21.

24 2. The department may, by rule, exempt a motor vehicle dealer from the
25 requirements of this paragraph. A motor vehicle dealer who is exempted shall pay

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1 a fee to the department to process applications for transfer of title and registration
2 that are submitted to the department by the exempted dealer.

3 3. The department shall promulgate rules to implement and administer this
4 paragraph.

5 **SECTION 2261.** 343.027 of the statutes is amended to read:

6 **343.027 Confidentiality of signatures.** Any signature collected under this
7 chapter may be maintained by the department and shall be kept confidential. ~~The,~~
8 except that the department may release a signature or a facsimile of a signature only
9 to the person to whom the signature relates and to the department of revenue for the
10 sole purpose of investigating allegations of tax fraud.

11 **SECTION 2262.** 343.14 (1) of the statutes is amended to read:

12 343.14 (1) Every application to the department for a license or identification
13 card or for renewal thereof shall be made upon the appropriate form furnished by the
14 department and shall be accompanied by the required fee. The department shall
15 provide the information it obtains under this subsection, excluding medical
16 information, to the department of revenue for the purpose of administering setoffs
17 under ss. 71.93 and 71.935 and state taxes.

18 **SECTION 2263.** 343.14 (2j) (b) of the statutes is amended to read:

19 343.14 (2j) (b) Except as otherwise required to administer and enforce this
20 chapter, the department of transportation may not disclose a social security number
21 obtained from an applicant for a license under sub. (2) (bm) to any person except to
22 the department of workforce development for the sole purpose of administering s.
23 49.22 or to the department of revenue for the purpose of administering setoffs under
24 ss. 71.93 and 71.935 and state taxes.

25 **SECTION 2265.** 343.44 (2) (as) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2265**

1 343.44 (2) (as) Any person who violates sub. (1) (b) after the effective date of
2 this paragraph [revisor inserts date], shall forfeit not more than \$2,500, except
3 that, if the person has been convicted of a previous violation of sub. (1) (b) within the
4 preceding 5-year period or if the revocation identified under sub. (1) (b) resulted from
5 an offense that may be counted under s. 343.307 (2), the penalty under par. (b) shall
6 apply.

7 **SECTION 2266.** 343.44 (2) (b) (intro.) of the statutes is amended to read:

8 343.44 (2) (b) (intro.) Except as provided in ~~par. pars.~~ (am) and (as), any person
9 who violates sub. (1) (b), (c) or (d) shall be fined not more than \$2,500 or imprisoned
10 for not more than one year in the county jail or both. In imposing a sentence under
11 this paragraph, or a local ordinance in conformity with this paragraph, the court
12 shall review the record and consider the following:

13 **SECTION 2270.** 350.12 (3h) (a) 1. of the statutes is amended to read:

14 350.12 (3h) (a) 1. Directly issue, transfer, or renew the registration
15 documentation with or without using the expedited services specified in par. (ag) 1.

16 **SECTION 2271.** 350.12 (3h) (a) 3. of the statutes is amended to read:

17 350.12 (3h) (a) 3. Appoint persons who are not employees of the department
18 as agents of the department to issue, transfer, or renew the registration
19 documentation using either or both of the ~~expedited~~ services specified in par. (ag) 1.

20 **SECTION 2272.** 350.12 (3h) (ag) 1. (intro.) of the statutes is amended to read:

21 350.12 (3h) (ag) 1. (intro.) For the issuance of original or duplicate registration
22 documentation and for the transfer or renewal of registration documentation, the
23 department may implement either or both of the following expedited procedures to
24 be provided by the department and any agents appointed under par. (a) 3.:

25 **SECTION 2273.** 350.12 (3h) (ag) 1. a. of the statutes is amended to read:

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1 350.12 (3h) (ag) 1. a. A ~~noncomputerized~~ procedure under which the
2 department or agent may accept applications for registration certificates
3 documentation and issue a validated registration receipt at the time the applicant
4 submits the application accompanied by the required fees.

5 **SECTION 2274.** 350.12 (3h) (ag) 1. b. of the statutes is amended to read:

6 350.12 (3h) (ag) 1. b. A ~~computerized~~ procedure under which the department
7 or agent may accept applications for registration documentation and issue to each
8 applicant all or some of the items of the registration documentation at the time the
9 applicant submits the application accompanied by the required fees.

10 **SECTION 2275.** 350.12 (3h) (ag) 2. of the statutes is amended to read:

11 350.12 (3h) (ag) 2. Under either procedure under subd. 1., the applicant shall
12 receive any remaining items of registration documentation directly from the
13 department at a later date. The items of registration documentation issued at the
14 time of the submittal of the application under either procedure shall be sufficient to
15 allow the snowmobile for which the application is submitted to be operated in
16 compliance with the registration requirements under this section. The items of
17 registration documentation issued under subd. 1. b. shall include at least one
18 registration decal.

19 **SECTION 2276.** 350.12 (3h) (ar) (title) of the statutes is repealed and recreated
20 to read:

21 350.12 (3h) (ar) (title) *Registration; supplemental fees.*

22 **SECTION 2277.** 350.12 (3h) (ar) 1. of the statutes is amended to read:

23 350.12 (3h) (ar) 1. In addition to the applicable fee under sub. (3) (a), each agent
24 appointed under par. (a) 3. shall collect ~~an expedited~~ a service fee of \$3 each time the

ENGROSSED ASSEMBLY BILL 100**SECTION 2277**

1 agent issues a validated registration receipt under par. (ag) 1. a. The agent shall
2 retain the entire amount of each ~~expedited~~ service fee the agent collects.

3 **SECTION 2278.** 350.12 (3h) (ar) 2. of the statutes is amended to read:

4 350.12 **(3h)** (ar) 2. In addition to the applicable fee under sub. (3) (a), the
5 department or the agent appointed under par. (a) 3. shall collect ~~an expedited a~~
6 service fee of \$3 \$5 each time the ~~expedited~~ service under par. (ag) 1. b. is provided.
7 The agent shall remit to the department \$1 of each ~~expedited~~ service fee the agent
8 collects.

9 **SECTION 2278m.** 350.12 (4) (bg) (title) of the statutes is amended to read:

10 350.12 **(4)** (bg) (title) *Supplemental trail aid payments aids; funding.*

11 **SECTION 2278s.** 350.12 (4) (bm) (intro.) of the statutes is amended to read:

12 350.12 **(4)** (bm) (intro.) *Supplemental trail aid payments aids; eligibility.* A
13 county or the department shall be eligible for payments under par. (bg) for a given
14 fiscal year if it applies for the aid and if all of the following apply:

15 **SECTION 2279.** 350.12 (4) (bm) 2. of the statutes is amended to read:

16 350.12 **(4)** (bm) 2. Of the actual cost incurred by the department or the county
17 in maintaining its trails that are qualified under par. (b) 1. or 4. for the fiscal year
18 applicable under subd. 1., the actual cost incurred in grooming the trails exceeds a
19 maximum of \$130 \$150 per mile per year.

20 **SECTION 2279m.** 350.12 (4) (bn) of the statutes is created to read:

21 350.12 **(4)** (bn) *Supplemental trail aids; payments.* Each county shall submit
22 its application for aid under par. (bm) before the August 1 immediately following
23 June 30 of the fiscal year for which the county is applying. Before the September 15
24 immediately following the date of application, the department shall make an initial
25 payment to each county that is equal to 50 percent of the amount applied for. After

ENGROSSED ASSEMBLY BILL 100**SECTION 2279m**

1 determining under pars. (bg) and (bm) the total amounts due all counties, the
2 department shall notify each county, before the December 1 immediately following
3 the date of the initial payment, of the balance still owing. If the department
4 determines that the total amount for which the county is eligible is less than the
5 amount applied for, the department shall deduct the difference from the balance paid
6 to the county.

7 **SECTION 2279p.** 350.12 (4) (br) (title) of the statutes is amended to read:

8 350.12 (4) (br) (title) *Supplemental trail aid payments aids; insufficient*
9 *funding.*

10 **SECTION 2280.** 350.125 (1) (am) of the statutes is repealed.

11 **SECTION 2281.** 351.02 (1) (b) of the statutes is amended to read:

12 351.02 (1) (b) Twelve or more convictions of ~~moving violations of ch. 346,~~
13 ~~including violations under par. (a), of traffic regulations or of crimes in the operation~~
14 ~~of a motor vehicle which are required to be reported under s. 343.28 or 345.37 (5).~~

15 **SECTION 2282.** 351.02 (1) (f) of the statutes is amended to read:

16 351.02 (1) (f) The department may, by rule, exempt specific ~~moving violations~~
17 ~~of ch. 346~~ from being counted under par. (b) if the department determines that the
18 violation is a petty offense, except that the department may not exempt any violation
19 for which the department assigns demerit points under s. 343.32 (2) or rules
20 promulgated thereunder.

21 **SECTION 2283.** 351.02 (2) of the statutes is repealed.

22 **SECTION 2283g.** 440.03 (9) (b) of the statutes is amended to read:

23 440.03 (9) (b) A recommended change to each fee specified under s. 440.05 (1)
24 for an initial credential for which an examination is not required, under s. 440.05 (2)
25 for a reciprocal credential and under s. 440.08 (2) (a) for a credential renewal if the

ENGROSSED ASSEMBLY BILL 100**SECTION 2283g**

1 change is necessary to reflect the approximate administrative and enforcement costs
2 of the department that are attributable to the regulation of the particular occupation
3 or business during the period in which the initial or reciprocal credential or
4 credential renewal is in effect and, for purposes of the recommended change to each
5 fee specified under s. 440.08 (2) (a) for a credential renewal, to reflect an estimate of
6 any additional moneys available for the department's general program operations,
7 during the budget period to which the biennial budget request applies, as a result of
8 appropriation transfers that have been or are estimated to be made under s. 20.165
9 (1) (i) prior to and during that budget period. The department may not recommend
10 an initial credential fee that exceeds the amount of the fee that the department
11 recommends for a renewal of the same credential, if no examination is required for
12 the initial credential.

13 **SECTION 2284.** 440.03 (11m) (c) of the statutes is amended to read:

14 440.03 (11m) (c) The department of regulation and licensing may not disclose
15 a social security number obtained under par. (a) to any person except the coordinated
16 licensure information system under s. 441.50 (7); the department of workforce
17 development for purposes of administering s. 49.22; and, for a social security number
18 obtained under par. (a) 1., the department of revenue for the sole purpose of
19 requesting certifications under s. 73.0301 and administering state taxes.

20 **SECTION 2284mg.** 440.03 (13) (b) 5m. of the statutes is created to read:

21 440.03 (13) (b) 5m. Substance abuse counselor, clinical supervisor, or
22 prevention specialist.

23 **SECTION 2285.** 440.03 (13) (b) 66d. of the statutes is created to read:

24 440.03 (13) (b) 66d. Sanitarian.

25 **SECTION 2286b.** 440.05 (intro.) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2286b.**

1 **440.05 Standard fees.** (intro.) The following standard fees apply to all initial
2 credentials, except as provided in ss. 440.42, 440.43, 440.44, 440.51, 440.9935,
3 444.03, 444.11, 446.02 (2) (c), 447.04 (2) (c) 2., 449.17, and 449.18:

4 **SECTION 2287.** 440.08 (2) (a) 1. of the statutes is amended to read:

5 440.08 (2) (a) 1. Accountant, certified public: ~~January 1~~ December 15 of each
6 even-numbered ~~odd-numbered~~ year; \$59.

7 **SECTION 2288.** 440.08 (2) (a) 3. of the statutes is amended to read:

8 440.08 (2) (a) 3. Accounting corporation or partnership: ~~January 1~~ December
9 15 of each even-numbered ~~odd-numbered~~ year; \$56.

10 **SECTION 2289.** 440.08 (2) (a) 5. of the statutes is amended to read:

11 440.08 (2) (a) 5. Aesthetician: ~~July~~ April 1 of each odd-numbered year; \$87.

12 **SECTION 2290.** 440.08 (2) (a) 6. of the statutes is amended to read:

13 440.08 (2) (a) 6. Aesthetics establishment: ~~July~~ April 1 of each odd-numbered
14 year; \$70.

15 **SECTION 2291.** 440.08 (2) (a) 7. of the statutes is amended to read:

16 440.08 (2) (a) 7. Aesthetics instructor: ~~July~~ April 1 of each odd-numbered year;
17 \$70.

18 **SECTION 2292.** 440.08 (2) (a) 8. of the statutes is amended to read:

19 440.08 (2) (a) 8. Aesthetics school: ~~July~~ April 1 of each odd-numbered year;
20 \$115.

21 **SECTION 2293.** 440.08 (2) (a) 9. of the statutes is amended to read:

22 440.08 (2) (a) 9. Aesthetics specialty school: ~~July~~ April 1 of each odd-numbered
23 year; \$53.

24 **SECTION 2293m.** 440.08 (2) (a) 9m. of the statutes is created to read:

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1 440.08 (2) (a) 9m. Substance abuse counselor, clinical supervisor, or prevention
2 specialist: March 1 of each odd-numbered year; \$70.

3 **SECTION 2294.** 440.08 (2) (a) 11. of the statutes is amended to read:

4 440.08 (2) (a) 11. Appraiser, real estate, certified general: ~~January 1~~ December
5 15 of each ~~even-numbered~~ odd-numbered year; \$162.

6 **SECTION 2295.** 440.08 (2) (a) 11m. of the statutes is amended to read:

7 440.08 (2) (a) 11m. Appraiser, real estate, certified residential: ~~January 1~~
8 December 15 of each ~~even-numbered~~ odd-numbered year; \$167.

9 **SECTION 2296.** 440.08 (2) (a) 12. of the statutes is amended to read:

10 440.08 (2) (a) 12. Appraiser, real estate, licensed: ~~January 1~~ December 15 of
11 each ~~even-numbered~~ odd-numbered year; \$185.

12 **SECTION 2296k.** 440.08 (2) (a) 14d. of the statutes is amended to read:

13 440.08 (2) (a) 14d. Athlete agent: July 1 of each even-numbered year; the
14 amount specified in rules promulgated under s. 440.9935 \$53.

15 **SECTION 2297.** 440.08 (2) (a) 14g. of the statutes is amended to read:

16 440.08 (2) (a) 14g. Auction company: ~~January 1~~ December 15 of each
17 ~~odd-numbered~~ even-numbered year; \$56.

18 **SECTION 2298.** 440.08 (2) (a) 14r. of the statutes is amended to read:

19 440.08 (2) (a) 14r. Auctioneer: ~~January 1~~ December 15 of each ~~odd-numbered~~
20 even-numbered year; \$174.

21 **SECTION 2299.** 440.08 (2) (a) 16. of the statutes is amended to read:

22 440.08 (2) (a) 16. Barbering or cosmetology establishment: ~~July~~ April 1 of each
23 odd-numbered year; \$56.

24 **SECTION 2300.** 440.08 (2) (a) 17. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2300**

1 440.08 (2) (a) 17. Barbering or cosmetology instructor: ~~July~~ April 1 of each
2 odd-numbered year; \$91.

3 **SECTION 2301.** 440.08 (2) (a) 18. of the statutes is amended to read:

4 440.08 (2) (a) 18. Barbering or cosmetology manager: ~~July~~ April 1 of each
5 odd-numbered year; \$71.

6 **SECTION 2302.** 440.08 (2) (a) 19. of the statutes is amended to read:

7 440.08 (2) (a) 19. Barbering or cosmetology school: ~~July~~ April 1 of each
8 odd-numbered year; \$138.

9 **SECTION 2303.** 440.08 (2) (a) 20. of the statutes is amended to read:

10 440.08 (2) (a) 20. Barber or cosmetologist: ~~July~~ April 1 of each odd-numbered
11 year; \$63.

12 **SECTION 2303k.** 440.08 (2) (a) 21. of the statutes is amended to read:

13 440.08 (2) (a) 21. Cemetery authority, licensed: ~~January 1~~ December 15 of each
14 ~~odd-numbered~~ even-numbered year; \$343, plus an amount to be determined by rule
15 by the cemetery board.

16 **SECTION 2305.** 440.08 (2) (a) 22. of the statutes is amended to read:

17 440.08 (2) (a) 22. Cemetery preneed seller: ~~January 1~~ December 15 of each
18 ~~odd-numbered~~ even-numbered year; \$61.

19 **SECTION 2306.** 440.08 (2) (a) 23. of the statutes is amended to read:

20 440.08 (2) (a) 23. Cemetery salesperson: ~~January 1~~ December 15 of each
21 ~~odd-numbered~~ even-numbered year; \$90.

22 **SECTION 2307.** 440.08 (2) (a) 24. of the statutes is amended to read:

23 440.08 (2) (a) 24. Chiropractor: ~~January 1~~ December 15 of each ~~odd-numbered~~
24 even-numbered year; \$168.

25 **SECTION 2308.** 440.08 (2) (a) 30. of the statutes is amended to read:

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1 440.08 (2) (a) 30. Electrologist: ~~July~~ April 1 of each odd-numbered year; \$76.

2 **SECTION 2309.** 440.08 (2) (a) 31. of the statutes is amended to read:

3 440.08 (2) (a) 31. Electrology establishment: ~~July~~ April 1 of each
4 odd-numbered year; \$56.

5 **SECTION 2310.** 440.08 (2) (a) 32. of the statutes is amended to read:

6 440.08 (2) (a) 32. Electrology instructor: ~~July~~ April 1 of each odd-numbered
7 year; \$86.

8 **SECTION 2311.** 440.08 (2) (a) 33. of the statutes is amended to read:

9 440.08 (2) (a) 33. Electrology school: ~~July~~ April 1 of each odd-numbered year;
10 \$71.

11 **SECTION 2312.** 440.08 (2) (a) 34. of the statutes is amended to read:

12 440.08 (2) (a) 34. Electrology specialty school: ~~July~~ April 1 of each
13 odd-numbered year; \$53.

14 **SECTION 2313.** 440.08 (2) (a) 36. of the statutes is amended to read:

15 440.08 (2) (a) 36. Funeral director: ~~January 1~~ December 15 of each
16 ~~even-numbered~~ odd-numbered year; \$135.

17 **SECTION 2314.** 440.08 (2) (a) 38g. of the statutes is amended to read:

18 440.08 (2) (a) 38g. Home inspector: ~~January 1~~ December 15 of each
19 ~~odd-numbered~~ even-numbered year; \$53.

20 **SECTION 2315.** 440.08 (2) (a) 42. of the statutes is amended to read:

21 440.08 (2) (a) 42. Manicuring establishment: ~~July~~ April 1 of each
22 odd-numbered year; \$53.

23 **SECTION 2316.** 440.08 (2) (a) 43. of the statutes is amended to read:

24 440.08 (2) (a) 43. Manicuring instructor: ~~July~~ April 1 of each odd-numbered
25 year; \$53.

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1 **SECTION 2317.** 440.08 (2) (a) 44. of the statutes is amended to read:

2 440.08 (2) (a) 44. Manicuring school: ~~July~~ April 1 of each odd-numbered year;
3 \$118.

4 **SECTION 2318.** 440.08 (2) (a) 45. of the statutes is amended to read:

5 440.08 (2) (a) 45. Manicuring specialty school: ~~July~~ April 1 of each
6 odd-numbered year; \$53.

7 **SECTION 2319.** 440.08 (2) (a) 46. of the statutes is amended to read:

8 440.08 (2) (a) 46. Manicurist: ~~July~~ April 1 of each odd-numbered year; \$133.

9 **SECTION 2320.** 440.08 (2) (a) 46m. of the statutes is amended to read:

10 440.08 (2) (a) 46m. Marriage and family therapist: ~~July~~ March 1 of each
11 odd-numbered year; \$84.

12 **SECTION 2321.** 440.08 (2) (a) 54. of the statutes is amended to read:

13 440.08 (2) (a) 54. Optometrist: ~~January 1~~ December 15 of each ~~even-numbered~~
14 odd-numbered year; \$65.

15 **SECTION 2322.** 440.08 (2) (a) 62. of the statutes is amended to read:

16 440.08 (2) (a) 62. Private detective agency: September 1 of each
17 ~~even-numbered~~ odd-numbered year; \$53.

18 **SECTION 2323.** 440.08 (2) (a) 63m. of the statutes is amended to read:

19 440.08 (2) (a) 63m. Professional counselor: ~~July~~ March 1 of each
20 odd-numbered year; \$76.

21 **SECTION 2324.** 440.08 (2) (a) 65. of the statutes is amended to read:

22 440.08 (2) (a) 65. Real estate broker: ~~January 1~~ December 15 of each
23 ~~odd-numbered~~ even-numbered year; \$128.

24 **SECTION 2325.** 440.08 (2) (a) 66. of the statutes is amended to read:

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1 440.08 (2) (a) 66. Real estate business entity: ~~January 1~~ December 15 of each
2 ~~odd-numbered~~ even-numbered year; \$56.

3 **SECTION 2326.** 440.08 (2) (a) 67. of the statutes is amended to read:

4 440.08 (2) (a) 67. Real estate salesperson: ~~January 1~~ December 15 of each
5 ~~odd-numbered~~ even-numbered year; \$83.

6 **SECTION 2327.** 440.08 (2) (a) 68b. of the statutes is created to read:

7 440.08 (2) (a) 68b. Sanitarian: January 1 of each even-numbered year, \$53.

8 **SECTION 2328.** 440.08 (2) (a) 68d. of the statutes is amended to read:

9 440.08 (2) (a) 68d. Social worker: ~~July~~ March 1 of each odd-numbered year;
10 \$63.

11 **SECTION 2329.** 440.08 (2) (a) 68h. of the statutes is amended to read:

12 440.08 (2) (a) 68h. Social worker, advanced practice: ~~July~~ March 1 of each
13 odd-numbered year; \$70.

14 **SECTION 2330.** 440.08 (2) (a) 68p. of the statutes is amended to read:

15 440.08 (2) (a) 68p. Social worker, independent: ~~July~~ March 1 of each
16 odd-numbered year; \$58.

17 **SECTION 2331.** 440.08 (2) (a) 68t. of the statutes is amended to read:

18 440.08 (2) (a) 68t. Social worker, independent clinical: ~~July~~ March 1 of each
19 odd-numbered year; \$73.

20 **SECTION 2332.** 440.08 (2) (a) 69. of the statutes is amended to read:

21 440.08 (2) (a) 69. Time-share salesperson: ~~January 1~~ December 15 of each
22 ~~odd-numbered~~ even-numbered year; \$119.

23 **SECTION 2333.** 440.08 (2) (a) 70. of the statutes is amended to read:

24 440.08 (2) (a) 70. Veterinarian: ~~January 1~~ December 15 of each
25 ~~even-numbered~~ odd-numbered year; \$105.

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SECTION 2337am

SUBSTANCE ABUSE COUNSELORS,
CLINICAL SUPERVISORS,
AND PREVENTION SPECIALISTS

440.75 Substance abuse counselors, clinical supervisors, and prevention specialists. (1) DEFINITIONS. In this subchapter:

(a) “Clinical supervisor” means a basic clinical supervisor, an intermediate clinical supervisor, or an independent clinical supervisor.

(b) “Substance abuse counselor” means a basic substance abuse counselor, an intermediate substance abuse counselor, or an independent substance abuse counselor.

(2) CERTIFICATION. Except as provided in sub. (3m) and s. 440.12 or 440.13, the department shall certify as a substance abuse counselor, a clinical supervisor, or a prevention specialist any individual who satisfies the applicable conditions in sub. (3) and who has presented evidence satisfactory to the department that applicable certification standards and qualification of the department, as established by rule, have been met.

(3) CERTIFICATION; STANDARDS AND QUALIFICATIONS. (a) Subject to pars. (b) and (c) and except as provided in sub. (3m), the department shall promulgate rules that establish minimum standards and qualifications for the certification of all of the following, including substance abuse counselors and clinical supervisors described under s. HFS 75.02 (11) and (84), 2005 Wis. Adm. Code:

1. Basic substance abuse counselors.
2. Intermediate substance abuse counselors.
3. Independent substance abuse counselors.
4. Basic clinical supervisors.

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1 5. Intermediate clinical supervisors.

2 6. Independent clinical supervisors.

3 7. Prevention specialists.

4 (b) Rules promulgated under par. (a) shall include standards based on
5 demonstrated requisite competency, knowledge, skills, and attitudes of professional
6 practice that are culturally competent and evidence-based.

7 (c) Before the department may promulgate rules under par. (a), the department
8 shall appoint a certification review committee under s. 227.13 and shall consult with
9 the certification review committee on the proposed rules. A majority of the members
10 of the certification review committee required under this paragraph shall represent
11 alcohol and other drug abuse organizations in this state, as recommended by the
12 Wisconsin Association on Alcoholism and Other Drug Abuse, Inc.

13 **(3m)** EXCEPTION. This section does not apply to a physician, as defined in s.
14 448.01 (5), who specializes in psychiatry, a clinical social worker, as defined in s.
15 457.01 (1r), or a licensed psychologist, as defined in s. 455.01 (4), who practices as
16 a substance abuse clinical supervisor or provides substance abuse counseling,
17 treatment, or prevention services within the scope of his or her licensure.

18 **(4)** APPLICATIONS; CERTIFICATION PERIOD. An application for certification as a
19 substance abuse counselor, clinical supervisor, or prevention specialist under this
20 section shall be made on a form provided by the department and filed with the
21 department and shall be accompanied by the fee specified in s. 440.05 (1). The
22 renewal date and renewal fee for certification as a substance abuse counselor, clinical
23 supervisor, or prevention specialist are specified under s. 440.08 (2) (a).

24 **(5)** CERTIFICATION REQUIRED. Except as provided in sub. (3m), no person may
25 represent himself or herself to the public as a substance abuse counselor, clinical

ENGROSSED ASSEMBLY BILL 100**SECTION 2337am**

1 supervisor, or prevention specialist or a certified substance abuse counselor, clinical
2 supervisor, or prevention specialist or use in connection with his or her name a title
3 or description that conveys the impression that he or she is a substance abuse
4 counselor, clinical supervisor, or prevention specialist or a certified substance abuse
5 counselor, clinical supervisor, or prevention specialist unless he or she is so certified
6 under sub. (2).

7 **(6) REVOCATION, DENIAL, SUSPENSION, OR LIMITATION OF CERTIFICATION.** The
8 department may, after a hearing held in conformity with chapter 227, revoke, deny,
9 suspend, or limit under this subchapter the certification of any substance abuse
10 counselor, clinical supervisor, or prevention specialist or reprimand the substance
11 abuse counselor, clinical supervisor, or prevention specialist, for practice of fraud or
12 deceit in obtaining the certification or any unprofessional conduct, incompetence, or
13 professional negligence.

14 **(7) RECIPROCAL CERTIFICATION.** The department may, upon application and
15 payment of the required fee, issue certification as a substance abuse counselor,
16 clinical supervisor, or prevention specialist to an individual who holds a similar
17 unexpired certification issued to the individual by another state for which the
18 requirements for certification are of a standard that is not lower than that specified
19 in this subchapter.

20 **(8) CERTIFICATION OTHER THAN BY DEPARTMENT PROHIBITED.** No entity other than
21 the department may certify substance abuse counselors, clinical supervisors, or
22 prevention specialists.

23 **SECTION 2337b.** 440.90 (1) of the statutes is renumbered 440.90 (1c).

24 **SECTION 2337c.** 440.90 (1b) of the statutes is created to read:

25 440.90 **(1b)** “Board” means the cemetery board.

ENGROSSED ASSEMBLY BILL 100**SECTION 2337d**

1 **SECTION 2337d.** 440.90 (4m) of the statutes is created to read:

2 440.90 **(4m)** “Licensed cemetery authority” means a cemetery authority that
3 is licensed under s. 440.91 (1).

4 **SECTION 2337e.** 440.90 (4r) of the statutes is created to read:

5 440.90 **(4r)** “Licensee” means a person licensed under this subchapter.

6 **SECTION 2337g.** 440.905 of the statutes is created to read:

7 **440.905 General duties and powers of board. (1)** In addition to the other
8 duties and powers of the board under this subchapter, the board shall advise the
9 secretary of regulation and licensing on matters relating to cemeteries, to this
10 chapter, or to the board.

11 **(2)** The board has rule-making authority and may promulgate rules relating
12 to the regulation of cemetery authorities, cemetery salespersons, and cemetery
13 preneed sellers. The board may determine, by rule, a fee under s. 440.05 (1) (a) and
14 under s. 440.08 (2) (a) 21. that is sufficient to fund the board’s operating costs.

15 **SECTION 2337h.** 440.91 (1) of the statutes is renumbered 440.91 (1) (a) and
16 amended to read:

17 440.91 **(1)** (a) ~~Except as provided in sub. (6m), every~~ Any cemetery authority
18 that operates a cemetery that is 5 acres or more in size, that sells or solicits the sale
19 of a total of 10 20 or more cemetery lots or mausoleum spaces at a cemetery during
20 a calendar year and that pays any commission or other compensation to any person
21 for selling or soliciting the sale of its cemetery lots or mausoleum spaces shall register
22 with, or that has \$100,000 or more in preneed trust fund accounts for a cemetery
23 shall apply to the department. ~~The registration shall be in writing and shall include~~
24 ~~the names of the officers of the cemetery authority~~ board for a license for that
25 cemetery. A cemetery authority that operates more than one cemetery shall apply

ENGROSSED ASSEMBLY BILL 100**SECTION 2337h**

1 for a separate license for each cemetery that is 5 acres or more in size and for each
2 cemetery at which it sells 20 or more burial spaces or at which it has \$100,000 or more
3 in preneed trust fund accounts.

4 **SECTION 2337i.** 440.91 (1) (b) and (c) of the statutes are created to read:

5 440.91 (1) (b) The board shall grant a license to a cemetery authority if all of
6 the following are satisfied:

7 1. The cemetery authority submits an application for the license to the board
8 on a form provided by the board. The application shall require the cemetery
9 authority to provide the names of the officers of the cemetery authority and to
10 identify a business representative who is primarily responsible for the cemetery
11 authority's compliance with subch. II of ch. 157 and this subchapter.

12 2. The cemetery authority pays the fee specified in s. 440.05 (1).

13 (c) 1. The renewal dates and renewal fees for licenses granted under par. (b) are
14 specified in s. 440.08 (2) (a), except that a licensed cemetery authority is not required
15 to renew its license if the cemetery authority sells less than 20 cemetery lots or
16 mausoleum spaces at a cemetery during a calendar year, or that has less than
17 \$100,000 in preneed trust fund accounts for a cemetery.

18 2. A licensed cemetery authority that is not required to renew its license under
19 subd. 1. shall renew the license if, during a period of 2 consecutive calendar years
20 that is subsequent to the period specified in subd. 1., the cemetery authority sells 20
21 or more cemetery lots or mausoleum spaces for a cemetery or has \$100,000 or more
22 in preneed trust fund accounts for a cemetery.

23 **SECTION 2337k.** 440.91 (2) (intro.) of the statutes is amended to read:

24 440.91 (2) (intro.) Except as provided in subs. ~~(7)~~ and sub. (10), every individual
25 ~~who~~ person that sells or solicits the sale of, or ~~who~~ that expects to sell or solicit the

ENGROSSED ASSEMBLY BILL 100**SECTION 2337k**

1 sale of, a total of ~~10~~ 20 or more cemetery lots or mausoleum spaces per year during
2 ~~a~~ 2 consecutive calendar year years shall ~~register with~~ be licensed by the
3 department. ~~An individual~~ board. A person may not be ~~registered~~ licensed as a
4 cemetery salesperson except upon the written request of a cemetery authority and
5 the payment of the fee specified in s. 440.05 (1). The cemetery authority shall certify
6 in writing to the department board that the ~~individual~~ person is competent to act as
7 a cemetery salesperson. ~~Within 10 days after the certification of any cemetery~~
8 ~~salesperson, the cemetery salesperson shall verify and~~ An applicant for licensure as
9 a cemetery salesperson shall furnish to the department board, in such form as the
10 department board prescribes, all of the following information:

11 **SECTION 2337L.** 440.91 (2) (a) of the statutes is repealed and recreated to read:

12 440.91 **(2)** (a) The name and address of the applicant and, if the applicant is
13 a business entity, the name and address of each business representative.

14 **SECTION 2337m.** 440.91 (6m) of the statutes is amended to read:

15 440.91 **(6m)** A cemetery authority of a cemetery organized, maintained and
16 operated by a town, village, city, church, synagogue or mosque, religious, fraternal
17 or benevolent society or incorporated college of a religious order is not required to be
18 registered licensed under sub. (1).

19 **SECTION 2337n.** 440.91 (7) of the statutes is amended to read:

20 440.91 **(7)** An individual who solicits the sale of cemetery lots or mausoleum
21 spaces in a cemetery organized, maintained and operated by a town, village, city,
22 church, synagogue or mosque, religious, fraternal or benevolent society or
23 incorporated college of a religious order is not required to be ~~registered~~ licensed
24 under sub. (2).

25 **SECTION 2337p.** 440.91 (9) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2337p**

1 440.91 (9) No cemetery authority or cemetery salesperson registered licensed
2 under sub. (1) or (2) may pay a fee or commission as compensation for a referral or
3 as a finder's fee relating to the sale of a ~~cemetery lot~~, cemetery merchandise or
4 ~~mausoleum~~ a burial space to any person who is not ~~registered~~ licensed under sub. (1)
5 or (2) or who is not regularly and lawfully engaged in the sale of ~~cemetery lots~~,
6 cemetery merchandise or ~~mausoleum~~ burial spaces in another state or territory of
7 the United States or a foreign country.

8 **SECTION 2337q.** 440.91 (10) of the statutes is amended to read:

9 440.91 (10) Nothing in this section requires an individual who is ~~registered~~
10 licensed as a preneed seller under s. 440.92 (1) to be ~~registered~~ licensed as a cemetery
11 salesperson under sub. (2) if the individual only sells or solicits the sale of cemetery
12 merchandise or undeveloped spaces under preneed sales contracts.

13 **SECTION 2337r.** 440.92 (1) (title) of the statutes is repealed and recreated to
14 read:

15 440.92 (1) (title) LICENSURE.

16 **SECTION 2337s.** 440.92 (1) (a) of the statutes is amended to read:

17 440.92 (1) (a) Except as provided in subs. (4), (9) (a) and (10), every individual
18 who sells or solicits the sale of cemetery merchandise or an undeveloped space under
19 a preneed sales contract and, if the individual is employed by or acting as an agent
20 for a cemetery authority or any other person, that cemetery authority or other person
21 is also required to be ~~registered~~ licensed under this subsection.

22 **SECTION 2337t.** 440.92 (1) (b) (intro.) of the statutes is amended to read:

23 440.92 (1) (b) (intro.) The ~~department~~ board shall issue a certificate of
24 ~~registration~~ licensure as a cemetery preneed seller to any person who does all of the
25 following:

ENGROSSED ASSEMBLY BILL 100**SECTION 2337u**

1 **SECTION 2337u.** 440.92 (1) (bm) of the statutes is created to read:

2 440.92 (1) (bm) If a cemetery authority that is licensed under this subsection
3 notifies the board that it proposes to take an action specified in s. 157.08 (2) (b) 1. b.
4 or c. and the board does not object to the action under s. 157.08 (2) (b) 3., the board
5 shall revoke the license and require the cemetery authority to reapply for a license
6 under this subsection.

7 **SECTION 2337v.** 440.92 (1) (e) of the statutes is amended to read:

8 440.92 (1) (e) Nothing in this subsection requires an individual who is
9 registered licensed as a cemetery salesperson under s. 440.91 (2) to be registered
10 licensed under this subsection if the individual does not conduct or solicit any sale
11 under a preneed sales contract.

12 **SECTION 2337wc.** 440.92 (4) (a) (intro.) and (b) of the statutes are amended to
13 read:

14 440.92 (4) (a) (intro.) Any person who sells or solicits the sale of cemetery
15 merchandise under a preneed sales contract is not required to be ~~registered~~ licensed
16 under sub. (1) and the requirements of sub. (3) (a) and (b) do not apply to the sale if
17 all payments received under the preneed sales contract are trusted as required under
18 s. 445.125 (1) (a) 1. or if all of the following conditions are met:

19 (b) If any preneed seller who is not ~~registered~~ licensed under sub. (1) accepts
20 a payment under a preneed sales contract and the merchandise is not delivered
21 within 180 days after the date of the sale, the preneed seller shall immediately notify
22 the purchaser that the purchaser is entitled to a refund of all money paid by the
23 purchaser, together with interest calculated at the legal rate of interest as provided
24 under s. 138.04, at any time before the merchandise is delivered.

ENGROSSED ASSEMBLY BILL 100**SECTION 2337wf**

1 **SECTION 2337wf.** 440.92 (6) (a), (d), (e), (h), (i), (j) and (k) of the statutes are
2 amended to read:

3 440.92 **(6)** (a) Every preneed seller ~~registered~~ licensed under sub. (1) shall file
4 an annual report with the ~~department~~ board. The report shall be made on a form
5 prescribed and furnished by the ~~department~~ board. The report shall be made on a
6 calendar-year basis unless the ~~department~~ board, by rule, provides for other
7 reporting periods. The report is due on or before the 60th day after the last day of
8 the reporting period.

9 (d) All records described under pars. (b) 2. and (c) and maintained by the
10 ~~department~~ board are confidential and are not available for inspection or copying
11 under s. 19.35 (1). This paragraph does not apply to any information regarding the
12 name, address or employer of or financial information related to an individual that
13 is requested under s. 49.22 (2m) by the department of workforce development or a
14 county child support agency under s. 59.53 (5).

15 (e) The ~~department~~ board shall review each report filed under par. (a) to
16 determine whether the preneed seller is complying with this section.

17 (h) The records under par. (b) 1. shall be permanently maintained by the
18 preneed seller. The records under par. (b) 2. shall be maintained for not less than 3
19 years after all of the obligations of the preneed sales contract have been fulfilled. The
20 ~~department~~ board may promulgate rules to establish longer time periods for
21 maintaining records under this paragraph.

22 (i) The ~~department~~ board may promulgate rules requiring preneed sellers
23 ~~registered~~ licensed under sub. (1) to maintain other records and establishing
24 minimum time periods for the maintenance of those records.

ENGROSSED ASSEMBLY BILL 100**SECTION 2337wf**

1 (j) The department board may audit, at reasonable times and frequency, the
2 records, trust funds and accounts of any preneed seller ~~registered~~ licensed under sub.
3 (1), including records, trust funds and accounts pertaining to services provided by a
4 preneed seller which are not otherwise subject to the requirements under this
5 section. The department may conduct audits under this paragraph on a random
6 basis, and shall conduct all audits under this paragraph without providing prior
7 notice to the preneed seller.

8 (k) The department board may promulgate rules establishing a filing fee to
9 accompany the report required under par. (a). The filing fee shall be based on the
10 approximate cost of regulating preneed sellers.

11 **SECTION 2337wh.** 440.92 (9) (a) of the statutes is amended to read:

12 440.92 (9) (a) If the cemetery authority of a cemetery that is affiliated with a
13 religious society organized under ch. 187 or that religious society files an annual
14 certification with the department as provided in this subsection, neither the
15 cemetery authority nor any employee of the cemetery is required to be registered
16 licensed as a cemetery preneed seller under sub. (1) during the period for which the
17 certification is effective.

18 **SECTION 2337wj.** 440.92 (10) of the statutes is amended to read:

19 440.92 (10) EXEMPTIONS; CERTAIN NONPROFIT CEMETERIES. This section does not
20 apply to a cemetery authority that is not required to be registered licensed under s.
21 440.91 (1) and that is not organized or conducted for pecuniary profit.

22 **SECTION 2337y.** 440.93 (1) (intro.) of the statutes is amended to read:

23 440.93 (1) (intro.) The department board may reprimand a registrant licensee
24 or deny, limit, suspend, or revoke a certificate of licensure of a cemetery authority,
25 cemetery salesperson, or preneed seller if it finds that the applicant or registrant

ENGROSSED ASSEMBLY BILL 100**SECTION 2337y**

1 ~~licensee, or, if the applicant or registrant,~~ licensee is an association, partnership,
2 limited liability company, or corporation, any officer, director, trustee, member, or
3 shareholder who beneficially owns, holds, or has the power to vote 5% or more of any
4 class of security issued by the applicant or ~~registrant~~ licensee, has done any of the
5 following:

6 **SECTION 2337z.** 440.95 (1) of the statutes is amended to read:

7 440.95 (1) Any cemetery authority that is required to ~~register~~ be licensed under
8 s. 440.91 (1) and that knowingly fails to ~~register~~ be licensed may be fined not more
9 than \$100.

10 **SECTION 2338m.** 440.992 (1) of the statutes is amended to read:

11 440.992 (1) Except as otherwise provided in sub. (2), the department shall issue
12 a certificate of registration to an individual who complies with s. 440.9915 (1) or
13 whose application has been accepted under s. 440.9915 (2), if the individual has paid
14 ~~the fees specified in s. 440.9935~~ fee specified in s. 440.05 (1) (a).

15 **SECTION 2338p.** 440.9935 of the statutes is amended to read:

16 **440.9935 Registration and renewal fees Renewal.** ~~An application for~~
17 ~~registration must be accompanied by a processing fee in an amount established in~~
18 ~~rules promulgated by the department. If the department determines to issue a~~
19 ~~certificate of registration to an applicant, the department shall require the applicant~~
20 ~~to pay a fee for issuing the certificate in an amount established in rules promulgated~~
21 ~~by the department. The renewal dates~~ date and fee for certificates of registration
22 issued under this subchapter are specified in s. 440.08 (2) (a). Renewal applications
23 shall be submitted to the department on a form provided by the department ~~and shall~~
24 ~~include a fee in an amount established in rules promulgated by the department,~~
25 ~~except that for the first renewal after a certificate of registration is issued, the~~

ENGROSSED ASSEMBLY BILL 100**SECTION 2338p**

1 department shall prorate the fee based on the length of time between between
2 issuance and renewal. The amounts established in the rules promulgated under this
3 section shall be based on the department's administrative and enforcement costs
4 attributable to processing applications and regulating athlete agents.

5 **SECTION 2338q.** 446.02 (2) (c) of the statutes is created to read:

6 446.02 (2) (c) The examining board shall issue a certificate to a chiropractor
7 who is licensed under this chapter, who submits satisfactory evidence that the
8 chiropractor has completed 48 hours of postgraduate study in nutrition that is
9 approved by the examining board, and who pays a one-time certification fee of \$25.

10 **SECTION 2338r.** 446.02 (6m) of the statutes is created to read:

11 446.02 (6m) No chiropractor may provide counsel, direction, guidance, advice,
12 or a recommendation to a patient regarding the health effects of vitamins, herbs, or
13 nutritional supplements unless the chiropractor has been issued a certificate under
14 sub. (2) (c). This subsection does not apply to a chiropractor licensed under this
15 chapter who is certified as a dietician under subch. V of ch. 448.

16 **SECTION 2338v.** 452.13 (2) (b) 3. of the statutes is amended to read:

17 452.13 (2) (b) 3. Furnish the department of regulation and licensing with a
18 letter authorizing the department of regulation and licensing and the department
19 of ~~administration~~ commerce to examine and audit the interest-bearing common
20 trust account whenever the department of regulation and licensing or the
21 department of ~~administration~~ commerce considers it necessary.

22 **SECTION 2339.** 452.13 (2) (bm) of the statutes is amended to read:

23 452.13 (2) (bm) The department of regulation and licensing shall forward to the
24 department of ~~administration~~ commerce the information and documents furnished
25 under par. (b).

ENGROSSED ASSEMBLY BILL 100**SECTION 2340**

1 **SECTION 2340.** 452.13 (2) (d) of the statutes is amended to read:

2 452.13 (2) (d) The department of ~~administration~~ commerce is the beneficial
3 owner of the interest accruing to the interest-bearing common trust account, minus
4 any service charges or fees.

5 **SECTION 2341.** 452.13 (2) (e) 1. of the statutes is amended to read:

6 452.13 (2) (e) 1. Annually, before February 1, remit to the department of
7 ~~administration~~ commerce the total interest or dividends, minus service charges or
8 fees, earned on the average daily balance in the interest-bearing common trust
9 account during the 12 months ending on the previous December 31. A depository
10 institution is not required to remit any amount if the total interest or dividends for
11 that period is less than \$10 before any deduction for service charges or fees.

12 **SECTION 2342.** 452.13 (2) (e) 2. of the statutes is amended to read:

13 452.13 (2) (e) 2. When the interest remittance is sent, furnish to the
14 department of ~~administration~~ commerce and to the broker maintaining the
15 interest-bearing common trust account a statement that includes the name of the
16 broker for whose account the remittance is made, the rate of interest applied, the
17 amount of service charges or fees deducted, if any, and the account balance for the
18 period that the statement covers.

19 **SECTION 2343.** 452.13 (2) (f) 2. of the statutes is amended to read:

20 452.13 (2) (f) 2. May not assess a service charge or fee for an interest-bearing
21 common trust account against the department of ~~administration~~ commerce.

22 **SECTION 2344.** 452.13 (2) (f) 3. of the statutes is amended to read:

23 452.13 (2) (f) 3. May deduct a service charge or fee from the interest earned by
24 an interest-bearing common trust account, and if a balance remains, may deduct the
25 remaining charge or fee from the interest earned on any other interest-bearing

ENGROSSED ASSEMBLY BILL 100**SECTION 2344**

1 common trust account maintained in that depository institution, before remitting
2 interest to the department of ~~administration~~ commerce.

3 **SECTION 2345.** 452.13 (5) of the statutes is amended to read:

4 452.13 (5) RULES. In consultation with the department of regulation and
5 licensing, the department of ~~administration~~ commerce shall promulgate rules
6 necessary to administer this section.

7 **SECTION 2345m.** 457.02 (5m) of the statutes is amended to read:

8 457.02 (5m) Authorize any individual who is certified or licensed under this
9 chapter to treat alcohol or substance dependency or abuse as a specialty unless the
10 individual is a ~~substance abuse counselor, as defined in s. HFS 75.02 (84), Wis. Adm.~~
11 ~~Code~~ certified substance abuse counselor, clinical supervisor, or prevention
12 specialist under s. 440.75, or unless the individual satisfies educational and
13 supervised training requirements established in rules promulgated by the
14 examining board. In promulgating rules under this subsection, the examining board
15 shall consider the requirements for qualifying as a ~~substance abuse counselor under~~
16 ~~s. HFS 75.02 (84), Wis. Adm. Code~~ certified substance abuse counselor, clinical
17 supervisor, or prevention specialist under s. 440.75.

18 **SECTION 2346.** 460.05 (1) (e) 1. of the statutes is amended to read:

19 460.05 (1) (e) 1. Graduated from a school of massage therapy or bodywork
20 approved by the educational approval board under s. ~~45.54~~ 38.50 or completed a
21 training program approved by the department under the rules promulgated under
22 s. 460.04 (2) (b).

23 **SECTION 2347.** 460.05 (3) of the statutes is repealed and recreated to read:

24 460.05 (3) The department shall grant a certificate as a massage therapist or
25 bodyworker to a person who satisfies the requirements specified in sub. (1) (a) to (d),

ENGROSSED ASSEMBLY BILL 100**SECTION 2347**

1 (g), and (h) and who includes with the application specified in sub. (1) (c) all of the
2 following:

3 (a) Evidence satisfactory to the department that, during the 2-year period after
4 March 1, 2003, the person was actively engaged in the practice of massage therapy
5 or bodywork.

6 (b) An attestation that the person only recently became aware of the
7 requirements of this chapter.

8 **SECTION 2347p.** 560.031 of the statutes is created to read:

9 **560.031 Grants for ethanol production facilities.** Notwithstanding ss.
10 560.135 (2), 560.138 (2) (a), and 560.17 (3), the department may not make a grant for
11 an ethanol production facility on which construction begins after the effective date
12 of this section [revisor inserts date], unless a competitive bidding process is used
13 for the construction of the ethanol production facility.

14 **SECTION 2348m.** 560.075 of the statutes is created to read:

15 **560.075 Repayment of grants, loans, and tax benefits. (1)** In this section,
16 “tax benefits” means the credits under ss. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm),
17 (2dr), (2ds), (2dx), (3g), and (3t), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds),
18 (1dx), (3g), and (3t), and 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3g),
19 and (3t).

20 **(2)** The department may not award a grant or loan under this chapter to a
21 person or certify a person to receive tax benefits unless the department enters into
22 an agreement with the person that requires the person to repay the grant, loan, or
23 tax benefits if, within 5 years after receiving the grant or loan or being certified to
24 receive tax benefits, the person ceases to conduct in this state the economic activity
25 for which the person received the grant or loan or for which the person was certified

ENGROSSED ASSEMBLY BILL 100**SECTION 2348m**

1 to receive tax benefits and commences substantially the same economic activity
2 outside this state.

3 **SECTION 2348q.** 560.125 of the statutes is created to read:

4 **560.125 Diesel truck idling reduction grants. (1) DEFINITIONS.** In this
5 section:

6 (a) “Common motor carrier” has the meaning given in s. 194.01 (1).

7 (b) “Contract motor carrier” has the meaning given in s. 194.01 (2).

8 (c) “Idling reduction unit” means a device that is installed on a diesel truck to
9 reduce the long–duration idling of the truck by providing heat, air conditioning, or
10 electricity to the truck while the truck is stationary and the main drive engine of the
11 truck is not operating.

12 (d) “Post–1998 diesel truck engine” means a heavy–duty highway diesel engine
13 that complies with the air pollutant emission standards promulgated by the federal
14 environmental protection agency under 42 USC 7521 for engine model year 1998 or
15 a later engine model year.

16 (e) “Private motor carrier” has the meaning given in s. 194.01 (11).

17 (f) “Truck tractor” has the meaning given in s. 340.01 (73).

18 **(2) AUTHORITY.** Beginning on July 1, 2006, and ending on June 30, 2011, the
19 department may award a grant to an eligible applicant for the purchase and field
20 testing of one or more idling reduction units as provided in subs. (3) and (4).

21 **(3) ELIGIBLE APPLICANTS.** An applicant is eligible for a grant under this section
22 only if all of the following apply:

23 (a) The applicant is a common motor carrier, contract motor carrier, or private
24 motor carrier that transports freight.

25 (b) The applicant is headquartered in this state.

ENGROSSED ASSEMBLY BILL 100**SECTION 2348q**

1 (c) The applicant pays 30 percent of the eligible costs for each idling reduction
2 unit covered by a grant under this section without the use of grants, loans, or other
3 financial assistance from this state or from a local governmental unit in this state.

4 (d) The applicant agrees to collect information relating to the operation and
5 performance of each idling reduction unit covered by a grant under this section, as
6 required by the department, and to report that information to the department.

7 **(4) GRANTS.** (a) Except as provided in par. (b), the costs that an applicant has
8 incurred or will incur to purchase and install an idling reduction unit on a truck
9 tractor that is owned and operated by the applicant and that has a post-1998 diesel
10 truck engine are eligible costs under this section if the use of the idling reduction unit
11 will result, in the aggregate, in a decrease in the emissions of one or more air
12 contaminants, as defined in s. 285.01 (1), from the truck tractor on which the idling
13 reduction unit is installed or in a decrease in the use of energy by the truck tractor
14 on which the idling reduction unit is installed.

15 (b) The following costs are not eligible costs:

16 1. The cost of shipping an idling reduction unit from the manufacturer to the
17 facility where the idling reduction unit will be installed on the truck tractor.

18 2. The cost of operating an idling reduction unit.

19 3. The cost of maintaining an idling reduction unit.

20 (c) Subject to par. (d), the department may make a grant under this section of
21 70 percent of the eligible costs for not more than the following number of idling
22 reduction units:

23 1. If the applicant owns and operates one truck tractor with a post-1998 diesel
24 truck engine, one.

ENGROSSED ASSEMBLY BILL 100**SECTION 2348q**

- 1 2. If the applicant owns and operates at least 2 but not more than 10 truck
2 tractors with post-1998 diesel truck engines, 2.
- 3 3. If the applicant owns and operates at least 11 but not more than 50 truck
4 tractors with post-1998 diesel truck engines, the greater of the following:
- 5 a. Two.
- 6 b. Ten percent of the number of truck tractors with post-1998 diesel truck
7 engines that the applicant owns and operates.
- 8 4. If the applicant owns and operates at least 51 but not more than 250 truck
9 tractors with post-1998 diesel truck engines, the greater of the following:
- 10 a. Six.
- 11 b. Seven percent of the number of truck tractors with post-1998 diesel truck
12 engines that the applicant owns and operates.
- 13 5. If the applicant owns and operates at least 251 but not more than 500 truck
14 tractors with post-1998 diesel truck engines, the greater of the following:
- 15 a. Eighteen.
- 16 b. Six percent of the number of truck tractors with post-1998 diesel truck
17 engines that the applicant owns and operates.
- 18 6. If the applicant owns and operates at least 501 but not more than 2,500 truck
19 tractors with post-1998 diesel truck engines, the greater of the following:
- 20 a. Twenty-five.
- 21 b. Five percent of the number of truck tractors with post-1998 diesel truck
22 engines that the applicant owns and operates.
- 23 7. If the applicant owns and operates more than 2,500 truck tractors with
24 post-1998 diesel truck engines, 3 percent of the number of truck tractors with
25 post-1998 diesel truck engines that the applicant owns and operates.

ENGROSSED ASSEMBLY BILL 100**SECTION 2348q**

1 (d) In any fiscal year, the department may not pay to any one applicant more
2 than 20 percent of the amount appropriated under s. 20.143 (3) (sm) for the fiscal
3 year.

4 (e) The department may pay a grant over more than one fiscal year, subject to
5 the availability of funds and to par. (d).

6 (f) The department shall require that applicants receiving grants under this
7 section covering more than one idling reduction unit purchase idling reduction units
8 of more than one type and from more than one manufacturer. The department may
9 impose other conditions on the receipt of grants.

10 (g) The department shall withhold payment of at least 20 percent of a grant
11 under this section until the recipient has complied with the conditions of the grant
12 established by the department, including providing to the department information
13 relating to the operation and performance of each idling reduction unit covered by
14 the grant.

15 **(5)** INFORMATION. The department shall collect information from recipients of
16 grants under this section relating to the operation and performance of idling
17 reduction units. The department shall summarize the information collected and
18 make it available to common motor carriers, contract motor carriers, and private
19 motor carriers in an accessible and cost-effective manner, such as on department's
20 Internet site.

21 **(5m)** RULES. The department shall promulgate rules for the administration of
22 the program under this section.

23 **(6)** SUNSET. Subsections (2) to (4) do not apply after December 31, 2012.

24 **SECTION 2351.** 560.137 (2) (f) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2351**

1 560.137 (2) (f) If the department awards a grant under this subsection, the
2 department may contract directly with and pay grant proceeds directly to any person
3 providing technical or management assistance to the grant recipient.

4 **SECTION 2352.** 560.138 (6) of the statutes is created to read:

5 560.138 (6) If the department awards a grant under this section, the
6 department may contract directly with and pay grant proceeds directly to any person
7 providing technical or management assistance to the grant recipient.

8 **SECTION 2357m.** 560.155 of the statutes is repealed.

9 **SECTION 2361m.** 560.18 of the statutes is renumbered 26.40, and 26.40 (1m),
10 as renumbered, is amended to read:

11 26.40 (1m) ~~From the appropriation under s. 20.143 (1) (t), the~~ The department
12 may award grants to nonprofit organizations to develop forestry educational
13 programs and instructional materials for use in the public schools. The department
14 may not award a grant unless it enters into a memorandum of understanding with
15 the grant recipient and the director of the timber management program at the
16 University of Wisconsin–Stevens Point regarding the use of the funds.

17 **SECTION 2366m.** 560.275 (2) (a) to (d) and (e) (intro.) of the statutes are
18 amended to read:

19 560.275 (2) (a) *Early stage planning grants and loans.* The department may
20 make a grant or loan from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie)
21 for the purpose of funding professional services related to completing an application
22 to be submitted to the federal government for the purpose of obtaining early stage
23 research and development funding or for the purpose of funding professional services
24 that are required to accomplish specific tasks established as a condition of receiving
25 early stage financing from 3rd parties that is necessary for business development.

ENGROSSED ASSEMBLY BILL 100**SECTION 2366m**

1 (b) *Matching grants and loans.* 1. The department may make a grant or loan
2 from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of
3 funding professional services related to developing a proposed technologically
4 innovative product, process, or service, if the applicant has received a grant from the
5 federal government for a substantially similar purpose.

6 2. The department may make a grant or loan from the appropriation under s.
7 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of funding professional services related
8 to the accelerated commercialization of a technologically innovative product,
9 process, or service, if the federal government has notified the applicant that the
10 applicant will receive a grant from the federal government for a substantially similar
11 purpose.

12 (c) *Bridge grants and loans.* The department may make a grant or loan from
13 the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) to a person who has
14 received early stage financing from 3rd parties or a grant from the federal
15 government to fund early stage research and development and who has sought
16 additional early stage financing from 3rd parties or applied for an additional grant
17 from the federal government to fund early stage research and development. A grant
18 or loan under this paragraph shall be for the purpose of funding professional services
19 necessary to maintain the project research and management team and funding basic
20 operations until the applicant's additional 3rd party financing request or federal
21 grant application is approved or denied.

22 (d) *Venture capital grants and loans.* The department may make a grant or loan
23 from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of
24 enhancing the applicant's ability to obtain early stage financing from 3rd parties.

ENGROSSED ASSEMBLY BILL 100**SECTION 2366m**

1 (e) (intro.) *Entrepreneurial and technology transfer center grants.* The
2 department may make a grant from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~
3 (c) or (ie) for the purpose of supporting any entrepreneurial and technology transfer
4 center that satisfies all of the following criteria:

5 **SECTION 2376j.** 560.275 (8) of the statutes is created to read:

6 560.275 (8) SMALL BUSINESSES. The department shall award not less than 50
7 percent of the total amount of grants and loans made under this section to small
8 businesses, as defined in 560.60 (15).

9 **SECTION 2376k.** 560.275 (9) of the statutes is created to read:

10 560.275 (9) DISTRESSED AREAS. The department shall award not less than 35
11 percent of the total amount of grants and loans made under this section to businesses
12 in distressed areas, as defined in 560.605 (7) (b).

13 **SECTION 2376L.** 560.60 (15) of the statutes is renumbered 560.60 (15) (intro.)
14 and amended to read:

15 560.60 (15) (intro.) “Small business” means a business that is operating for
16 profit, ~~with 250 and to which any of the following apply:~~

17 (a) The business has 100 or fewer employees, including employees of any
18 subsidiary or affiliated organization.

19 **SECTION 2376m.** 560.60 (15) (b) of the statutes is created to read:

20 560.60 (15) (b) The business has annual gross receipts of \$10,000,000 or less.

21 **SECTION 2388p.** 560.605 (1) (p) of the statutes is created to read:

22 560.605 (1) (p) For an ethanol production facility on which construction begins
23 after the effective date of this paragraph [revisor inserts date], a competitive
24 bidding process is used for the construction of the ethanol production facility.

25 **SECTION 2407L.** 560.605 (7) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2407L**

1 560.605 (7) (a) The board shall award not less than 50 percent of the total
2 amount of grants and loans made under this subchapter to small businesses.

3 (b) The board shall award not less than 35 percent of the total amount of grants
4 and loans made under this subchapter to businesses in distressed areas. In this
5 paragraph, “distressed area” means an area to which any of the following apply:

6 1. The area has a high level of unemployment.

7 2. The area has a low median household income.

8 3. A significant number of workers in the area have been permanently laid off.

9 4. An employer in the area has given public notice of a plant closing or a
10 substantial reduction in force that will result in a significant number of workers in
11 the area being permanently laid off.

12 5. The area is designated as a development zone under s. 560.71 or an
13 enterprise development zone under s. 560.797.

14 6. As determined by the board, the area is affected by another factor that
15 indicates the area is a distressed area.

16 **SECTION 2418m.** 560.797 (2) (c) of the statutes is amended to read:

17 560.797 (2) (c) The department may not designate as an enterprise
18 development zone, or as any part of an enterprise development zone, an area that is
19 located within the boundaries of an area that is designated as a ~~development zone~~
20 ~~under s. 560.71, or as a~~ development opportunity zone under s. 560.795, the
21 designation of which is in effect.

22 **SECTION 2419.** 560.797 (2) (d) of the statutes is amended to read:

23 560.797 (2) (d) The department may not designate more than ~~79~~ 85 enterprise
24 development zones unless the department obtains the approval of the joint

ENGROSSED ASSEMBLY BILL 100**SECTION 2419**

1 committee on finance to do so. Of the enterprise development zones that the
2 department designates, at least 10 shall be designated under par. (bg).

3 **SECTION 2419k.** 560.797 (4) (a) of the statutes is amended to read:

4 560.797 (4) (a) ~~Subject to par. (b), if~~ If the department approves a project plan
5 under sub. (3) and designates the area in which the person submitting the project
6 plan conducts or intends to conduct the project as an enterprise development zone
7 under the criteria under sub. (2), the department shall certify the person as eligible
8 for tax benefits.

9 **SECTION 2419L.** 560.797 (4) (b) of the statutes is repealed.

10 **SECTION 2419m.** 560.797 (4) (bm) of the statutes is created to read:

11 560.797 (4) (bm) Of the persons certified as eligible for tax benefits in the areas
12 designated by the department as enterprise development zones after the effective
13 date of this paragraph....[revisor inserts date], not less than one-half shall be
14 businesses with 100 or fewer employees.

15 **SECTION 2422.** 560.9810 (5) of the statutes is created to read:

16 560.9810 (5) NONAPPLICATION. This section does not apply to property that is
17 authorized to be sold under s. 16.848.

18 **SECTION 2422b.** 562.01 (11g) of the statutes is amended to read:

19 562.01 (11g) “Race meeting” means the period during a calendar year for which
20 a person has been issued a license under s. 562.05 (1) (b) or (bm).

21 **SECTION 2422c.** 562.02 (1) (L) of the statutes is created to read:

22 562.02 (1) (L) Promulgate rules administering s. 562.058.

23 **SECTION 2422d.** 562.02 (5) of the statutes is created to read:

24 562.02 (5) The department may not impose a fee greater than \$75 for renewal
25 of a license issued under this chapter to operate a concession at a racetrack.

ENGROSSED ASSEMBLY BILL 100**SECTION 2422e**

1 **SECTION 2422e.** 562.05 (1) (bm) of the statutes is created to read:

2 562.05 (1) (bm) The ownership and operation of a racetrack at which
3 pari-mutuel wagering is conducted and the sponsorship and management of any
4 race on which pari-mutuel wagering is conducted and which is not located at a fair.

5 **SECTION 2422f.** 562.05 (1g) of the statutes is amended to read:

6 562.05 (1g) A license issued under sub. (1) (a) or (bm) may authorize the
7 ownership and operation of a racetrack where horse racing is conducted, the
8 ownership and operation of a racetrack not at a fair where dog racing is conducted
9 or the ownership and operation of a racetrack not at a fair where both horse racing
10 and dog racing are conducted. A license issued under sub. (1) (b) or (bm) may
11 authorize the sponsorship and management of horse races or dog races, or both horse
12 races and dog races, at the same location.

13 **SECTION 2422g.** 562.05 (2m) of the statutes is amended to read:

14 562.05 (2m) In issuing a license to own and operate a racetrack not at a fair,
15 the department shall consider the competitive effects on any other licensee under
16 sub. (1) (a) ~~or~~ (b), or (bm). These competitive effects shall include, but not be
17 restricted to, the impact on the economic viability of existing licensed racetracks and
18 the jobs that have been created by such licensed racetracks.

19 **SECTION 2422h.** 562.05 (3) of the statutes is amended to read:

20 562.05 (3) No person may hold more than one license ~~issued under sub. (1) (a)~~
21 that authorizes ownership and operation of a racetrack at which pari-mutuel
22 wagering is conducted and one license ~~issued under sub. (1) (b) or (c) that authorizes~~
23 sponsorship and management of any race on which pari-mutuel wagering is
24 conducted. If the applicant for any of those licenses is a corporation, association,
25 limited liability company or partnership, the department shall determine whether

ENGROSSED ASSEMBLY BILL 100**SECTION 2422h**

1 the applicant is the same person as another licensee for the purpose of applying this
2 subsection. Nothing in this subsection prohibits any person with a license under sub.
3 (1) from contracting for services with any other person with a license under sub. (1),
4 subject to any rules promulgated by the department.

5 **SECTION 2422i.** 562.05 (3r) of the statutes is renumbered 562.05 (3r) (a) and
6 amended to read:

7 562.05 (3r) (a) ~~The Except as provided under par. (b), the application for the~~
8 first license under sub. (1) (a) or (bm) to be issued for any location shall be
9 accompanied by a resolution, supporting the proposed location of the racetrack and
10 its ownership and operation by the applicant, which has been adopted, after a public
11 hearing, by the governing body of the city, village or town where the racetrack is
12 proposed to be located. A common council may not adopt such a resolution if an
13 ordinance prohibiting the location of a racetrack at the proposed location has been
14 adopted under s. 9.20 before May 3, 1988, or a petition for such an ordinance has been
15 filed, under s. 9.20, before May 3, 1988. Except as provided in this subsection, no
16 ordinance adopted under s. 9.20 or 66.0101 may prohibit the location of a racetrack
17 in any city or village.

18 **SECTION 2422j.** 562.05 (3r) (b) of the statutes is created to read:

19 562.05 (3r) (b) The requirements under par. (a) do not apply to an application
20 for the first license under sub. (1) (bm) for a location if a license under sub. (1) (a) has
21 been issued for the location.

22 **SECTION 2422L.** 562.05 (3wr) of the statutes is renumbered 562.05 (3wr) (a)
23 and amended to read:

24 562.05 (3wr) (a) ~~The Except as provided under par. (b), the first license issued~~
25 to each applicant under sub. (1) (a) or (bm) for each racetrack expires after 5 years.

ENGROSSED ASSEMBLY BILL 100**SECTION 2422L**

1 Any subsequent license issued to the same applicant for that racetrack expires after
2 one year.

3 **SECTION 2422m.** 562.05 (3wr) (b) of the statutes is created to read:

4 562.05 (3wr) (b) A first license issued to an applicant under sub. (1) (bm) for
5 a racetrack expires after one year if the applicant held a license under sub. (1) (a) for
6 the racetrack at the time of application for the license under sub. (1) (bm).

7 **SECTION 2422n.** 562.05 (3wt) of the statutes is amended to read:

8 562.05 (3wt) In the first license issued to each applicant under sub. (1) (a) or
9 (bm) for each racetrack, the department shall specify a date by which each of the
10 types of racing authorized under the license shall begin at that racetrack. Upon
11 request of the licensee, the department may change a specified date to an earlier or
12 later date pursuant to rules of the department.

13 **SECTION 2422o.** 562.05 (4m) (c) of the statutes is amended to read:

14 562.05 (4m) (c) The license will not create competition that will adversely affect
15 any other licensee under sub. (1) (a) or, (b), or (bm).

16 **SECTION 2422om.** 562.05 (4r) of the statutes is created to read:

17 562.05 (4r) Except as provided under subs. (3) to (3r) and (4), the department
18 may issue a license under sub. (1) (bm) if the department determines that the
19 conditions under subs. (3w) (a) to (d) and (4m) (a) to (c) are satisfied.

20 **SECTION 2422p.** 562.05 (5) (c) 2. of the statutes is amended to read:

21 562.05 (5) (c) 2. Except as otherwise provided in this subdivision, if after the
22 application for a license is made or a license is issued any new officer, director,
23 partner, member or owner subject to par. (a), as specified in par. (b), or any other new
24 person with a present or future direct or indirect financial or management interest
25 in the application or license joins the applicant or licensee, the applicant or licensee

ENGROSSED ASSEMBLY BILL 100**SECTION 2422p**

1 shall, within 5 working days, notify the department of the change and provide the
2 affidavit under subd. 1. After an application for a license under sub. (1) (a) ~~or~~ (b),
3 or (bm) is made or after a license under sub. (1) (a) ~~or~~ (b), or (bm) is issued, no
4 ownership interest or right of ownership in the applicant or licensee may be
5 transferred unless the applicant or licensee provides the affidavit under subd. 1. for
6 the proposed new owner and the proposed new owner is approved by the department.
7 The department shall conduct the background investigations required under sub. (7)
8 of any new officer, director, partner, member, shareholder or proposed owner of an
9 applicant or licensee named in a notice to the department under this subdivision.

10 **SECTION 2422q.** 562.05 (6m) (a) 1. of the statutes is amended to read:

11 562.05 **(6m)** (a) 1. An application for an intertrack wagering license shall
12 identify each licensee under sub. (1) (b) or (bm) on whose races the applicant proposes
13 to conduct intertrack wagering and, except as provided in subd. 2., shall be
14 accompanied by a statement, signed by each licensee that is identified in the
15 application, giving consent to the applicant to conduct intertrack wagering on all
16 races that are simulcast by the licensee during the licensee's race meeting.

17 **SECTION 2422r.** 562.05 (6m) (a) 2. of the statutes is amended to read:

18 562.05 **(6m)** (a) 2. A licensee under sub. (1) (b) or (bm) who signs a statement
19 specified in subd. 1. is considered to have given consent to all applicants for
20 intertrack wagering licenses to conducting intertrack wagering on all races that are
21 simulcast by the licensee during the licensee's race meeting, and no similar
22 statements signed by that licensee need be filed by other applicants for intertrack
23 wagering licenses who propose to conduct intertrack wagering on those races.

24 **SECTION 2422s.** 562.05 (6m) (b) 1. of the statutes is amended to read:

25 562.05 **(6m)** (b) 1. The applicant is licensed under sub. (1) (a) ~~or~~ (b), or (bm).

ENGROSSED ASSEMBLY BILL 100**SECTION 2422t**

1 **SECTION 2422t.** 562.05 (6m) (b) 2. of the statutes is amended to read:

2 562.05 **(6m)** (b) 2. At least 250 race performances were conducted at the
3 racetrack for which the applicant is licensed under sub. (1) (a) ~~or~~, (b), or (bm) during
4 the calendar year immediately preceding the year in which the applicant proposes
5 to conduct intertrack wagering. The department may waive the requirement in this
6 subdivision if the department determines that the waiver is in the public interest.

7 **SECTION 2422tm.** 562.05 (6m) (b) 3. of the statutes is repealed.

8 **SECTION 2422u.** 562.05 (6m) (e) of the statutes is repealed.

9 **SECTION 2422um.** 562.05 (9) (a) of the statutes is amended to read:

10 562.05 **(9)** (a) Every license issued under sub. (1) (b), (bm), or (c) authorizing
11 the sponsorship or management of a race shall set forth the time and number of days,
12 or the specific dates, during which racing may be conducted under that license, as
13 determined by the department.

14 **SECTION 2422v.** 562.05 (9) (b) of the statutes is amended to read:

15 562.05 **(9)** (b) A license under sub. (1) (c) may authorize horse races on days on
16 which the fair is conducted and for 2 additional periods not to exceed 5 days each.
17 Either or both of the additional periods may be consecutive with the days on which
18 the fair is conducted. In assigning race days and race times under this paragraph,
19 the department shall consider the competitive effects on licensees under sub. (1) (a)
20 ~~and~~, (b), and (bm).

21 **SECTION 2422vm.** 562.05 (10) of the statutes is amended to read:

22 562.05 **(10)** The department shall revoke the license issued under sub. (1) (a)
23 or (bm) of any person who accepts any public money to construct or operate a
24 racetrack in Wisconsin. This subsection does not apply to any racetrack operated in
25 conjunction with a county fair.

ENGROSSED ASSEMBLY BILL 100**SECTION 2422w**

1 **SECTION 2422w.** 562.057 (4) of the statutes is amended to read:

2 562.057 (4) Subject to sub. (4m), the department may permit a licensee under
3 s. 562.05 (1) (b) or (bm) to receive simulcast races from out-of-state racetracks, to
4 conduct pari-mutuel wagering on those races and to commingle the licensee's
5 wagering pools on those races with those of any out-of-state racetrack from which
6 the licensee is permitted to receive simulcast races. The department may permit a
7 licensee under s. 562.05 (1) (b) or (bm) to simulcast races to any out-of-state legal
8 wagering entity, and to commingle the licensee's wagering pools on those races with
9 those of any out-of-state legal wagering entity to which the licensee is permitted to
10 simulcast those races.

11 **SECTION 2422wm.** 562.057 (4m) (intro.) of the statutes is amended to read:

12 562.057 (4m) (intro.) The department may not permit a licensee under s.
13 562.05 (1) (b) or (bm) to receive simulcast races under sub. (4) unless the department
14 determines that all of the following conditions are met:

15 **SECTION 2422x.** 562.057 (4m) (bm) of the statutes, as created by 2003
16 Wisconsin Act 33, is repealed.

17 **SECTION 2422xm.** 562.057 (4r) of the statutes is created to read:

18 562.057 (4r) The department may not impose a fee on a licensee under s. 562.05
19 (1) (a), (b), (bm), or (e) for receiving a simulcast race from an out-of-state racetrack
20 or for simulcasting a race to an out-of-state legal wagering entity.

21 **SECTION 2422y.** 562.058 of the statutes is created to read:

22 **562.058 Video gaming devices for pari-mutuel racing.** A licensee under
23 s. 562.05 (1) (b) or (bm) may operate video gaming devices to conduct pari-mutuel
24 wagering on dog or horse races that have been previously conducted at a racetrack
25 or out-of-state racetrack and that are visually displayed on the gaming device.

ENGROSSED ASSEMBLY BILL 100**SECTION 2423c**

1 **SECTION 2423c.** 562.065 (3) (a) of the statutes is amended to read:

2 562.065 **(3)** (a) *Deduction.* From the total amount wagered on all animals
3 selected to win, place or show in a race, a licensee under s. 562.05 (1) (b), (bm), and
4 (c) shall deduct 17% or an amount approved by the department under s. 562.02 (1)
5 (k) up to 20% and pay the balance, minus breakage, to winning ticket holders, except
6 that for a multiple pool, the licensee shall deduct 23% or an amount approved by the
7 department under s. 562.02 (1) (k) up to 25% and pay the balance, minus breakage,
8 to winning ticket holders. Nothing in this paragraph prohibits the licensee from
9 retaining amounts wagered in multiple pools which are required to be paid to
10 winning ticket holders if there are no winning ticket holders, for the sole purpose of
11 paying these amounts to winning ticket holders of subsequent races.

12 **SECTION 2423d.** 562.065 (3) (b) 1. of the statutes is amended to read:

13 562.065 **(3)** (b) 1. For horse races, from the total amount deducted under par.
14 (a) on each race day, the licensee under s. 562.05 (1) (b) or (bm) shall use at least an
15 amount equal to 8% of the total amount wagered on each race day for purses for races
16 held on that race day, except as provided in s. 562.057 (4). The licensee shall pay
17 purses directly to the owner of a horse or, if a horse is leased, the licensee shall pay
18 the purse directly to the lessor and lessee of the horse as agreed in a written lease
19 agreement on file with the licensee.

20 **SECTION 2423e.** 562.065 (3) (b) 2. of the statutes is amended to read:

21 562.065 **(3)** (b) 2. For dog races, from the total amount deducted under par. (a)
22 on each race day, the licensee under s. 562.05 (1) (b) or (bm) shall use at least an
23 amount equal to 4.5% of the total amount wagered on each race day for purses, except
24 as provided in s. 562.057 (4). Purses shall be paid on or before Thursday of the
25 calendar week immediately following the race day on which the purses are won. The

ENGROSSED ASSEMBLY BILL 100**SECTION 2423e**

1 licensee shall pay purses directly to the owner of a dog or, if a dog is leased, the
2 licensee shall pay the purse directly to the lessor and lessee of the dog as agreed in
3 a written lease agreement on file with the licensee.

4 **SECTION 2423f.** 562.065 (3) (c) 1. (intro.) of the statutes is amended to read:

5 562.065 (3) (c) 1. (intro.) For horse races, from the total amount deducted under
6 par. (a) on each race day, a licensee under s. 562.05 (1) (b) or (bm) shall deposit with
7 the department the following amounts:

8 **SECTION 2423g.** 562.065 (3) (c) 2g. (intro.) of the statutes is amended to read:

9 562.065 (3) (c) 2g. (intro.) For dog races, from the total amount deducted under
10 par. (a) on each race day that is on or after January 1, 1993, a licensee under s. 562.05
11 (1) (b) or (bm) shall deposit with the department the following amounts:

12 **SECTION 2423gm.** 562.065 (3) (c) 4. of the statutes is amended to read:

13 562.065 (3) (c) 4. Annually, not later than February 15, a licensee under s.
14 562.05 (1) (b) or (bm) shall file with the department a statement computing the total
15 amount paid to the department under subd. 1. during the immediately preceding
16 year and the total amount wagered at races sponsored and managed by the licensee
17 during that year. If the total amount paid to the department under subd. 1. exceeds
18 the amount due under subd. 1. the department shall refund the difference to the
19 licensee. If the total amount paid is less than the amount due the licensee shall remit
20 the difference to the department.

21 **SECTION 2423h.** 562.065 (3) (d) 1. of the statutes is amended to read:

22 562.065 (3) (d) 1. From the total amount deducted under par. (a) on each race
23 day, a licensee under s. 562.05 (1) (b) or (bm) shall deposit with the department an
24 amount equal to 0.75% of the total amount wagered on that race day.

25 **SECTION 2423i.** 562.065 (3) (e) of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2423i**

1 562.065 **(3)** (e) *Breakage*. A licensee under s. 562.05 (1) (b) or (bm) may retain
2 100% of the breakage for each race day.

3 **SECTION 2423j.** 562.065 (4) of the statutes is amended to read:

4 562.065 **(4)** UNCLAIMED PRIZES. A licensee under s. 562.05 (1) (b) or (bm) shall
5 pay to the department 50% of any winnings on a race that are not claimed within 90
6 days after the end of the period authorized for racing in that year under s. 562.05 (9).
7 The department shall credit moneys received under this subsection to the
8 appropriation accounts under ss. 20.455 (2) (g) and 20.505 (8) (g). The licensee may
9 retain the remaining 50% of the winnings.

10 **SECTION 2423k.** 562.075 (1) of the statutes is amended to read:

11 562.075 **(1)** HORSES FOALED IN THIS STATE. Every licensee to sponsor and manage
12 horse races under s. 562.05 (1) (b), (bm), or (c) shall hold at least one race on every
13 race day which is limited to horses foaled in this state, except that another race may
14 be substituted if the licensee is unable, with reasonable effort, to attract sufficient
15 competition for such a race. The department shall define, by rule, the term “foaled
16 in this state”.

17 **SECTION 2423L.** 562.075 (2) (b) of the statutes is amended to read:

18 562.075 **(2)** (b) *Races*. Every person licensed to sponsor and manage horse races
19 under s. 562.05 (1) (b), (bm), or (c) shall hold at least one race, on every race day, which
20 is limited to 3–year–old horses, which did not race during the prior 2 years. If the
21 licensee is unable, with reasonable effort, to attract sufficient competition for such
22 a race, another race may be substituted.

23 **SECTION 2423m.** 562.08 (1) of the statutes is amended to read:

24 562.08 **(1)** Every licensee under s. 562.05 (1) (a), (bm), or (e) shall collect 50
25 cents per person entering a racetrack as a spectator on each race day on which an

ENGROSSED ASSEMBLY BILL 100**SECTION 2423m**

1 admission fee is charged, including any person entering the racetrack as a spectator
2 on a free pass or complimentary ticket.

3 **SECTION 2423n.** 562.08 (2) of the statutes is amended to read:

4 562.08 (2) Quarterly, of the amount collected during the quarter under sub. (1),
5 a licensee under s. 562.05 (1) (a) or (bm) shall pay 50% to the county where the
6 amount was collected and 50% to the city, village or town where the amount was
7 collected.

8 **SECTION 2423o.** 562.11 (2) of the statutes is amended to read:

9 562.11 (2) Facilitate off-track wagers or conduct an operation through which
10 off-track wagers are transmitted to a racetrack. The acceptance of an intertrack
11 wager at a racetrack that does not meet the criteria specified under s. 562.05 (6m)
12 (b) 2. ~~or 3.~~ is considered to be the acceptance of an off-track wager and the facilitation
13 of an off-track wager.

14 **SECTION 2423r.** 565.02 (3) (j) of the statutes is created to read:

15 565.02 (3) (j) Requiring retailers to display a sign provided by the department
16 under s. 565.27 (5) that provides notice that the top prizes in a scratch-off game have
17 been claimed.

18 **SECTION 2423v.** 565.02 (9) of the statutes is created to read:

19 565.02 (9) If the department contracts for a supplier to provide instant lottery
20 ticket vending machines for placement by the department, the department shall
21 place vending machines in passenger terminals of airports in Appleton, Green Bay,
22 La Crosse, Madison, and Milwaukee and in passenger terminals of Amtrak train
23 stations in Milwaukee if a retailer, as defined in s. 565.01 (6), agrees to accept
24 placement of a vending machine in the airport or train station and if the airport or

ENGROSSED ASSEMBLY BILL 100**SECTION 2423v**

1 train station administrator allows operation of a vending machine in the airport or
2 train station.

3 **SECTION 2427.** 565.10 (3) (b) of the statutes is amended to read:

4 565.10 (3) (b) No lottery retailer contract may be entered into with a person who
5 has been finally adjudged to be delinquent in the payment of taxes under ch. 71, 72,
6 76, 77, 78, or 139 ~~or~~, who has been found delinquent in the payment of contributions
7 to the unemployment reserve fund under s. 108.16 in a proceeding under s. 108.10,
8 or who owes a payment to the uninsured employers fund under s. 102.82 or 102.85
9 (4) or to the work injury supplemental benefit fund under s. 102.49 (5) (a), 102.59 (2),
10 or 102.60 (5) (b) if the person remains delinquent in the payment of liable for those
11 taxes ~~or~~, contributions, or payments at the time the person seeks to enter into the
12 lottery retailer contract.

13 **SECTION 2427b.** 565.10 (15) of the statutes is amended to read:

14 565.10 (15) REMITTING PROCEEDS. A retailer shall, ~~on a~~ daily basis, unless
15 another basis, ~~but not less than weekly,~~ frequency that is at least once every 60 days
16 is provided by the department by rule, remit to the department the lottery proceeds
17 from the sale of lottery tickets or lottery shares. The amount of compensation
18 deducted by the retailer, if any, shall be indicated as a deduction from the total
19 remitted.

20 **SECTION 2427d.** 565.10 (16) of the statutes is created to read:

21 565.10 (16) DISPLAYING NOTIFICATION THAT PRIZES CLAIMED. Each lottery retailer
22 contract shall require the retailer to display a sign as provided by rule under s. 565.02
23 (3) (j) when the department notifies the retailer that the top prizes in a scratch-off
24 game have been claimed.

25 **SECTION 2428d.** 565.27 (5) of the statutes is created to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2428d**

1 565.27 (5) NOTIFICATION THAT PRIZES IN SCRATCH-OFF GAME CLAIMED. The
2 department shall notify each retailer when the top prizes in a scratch-off game are
3 claimed and shall provide retailers a sign for display that provides notice that the top
4 prizes for a game have been claimed.

5 **SECTION 2429.** 565.48 of the statutes is created to read:

6 **565.48 Collection of unpaid liabilities.** Any unpaid amount owed by a
7 retailer to the department under this chapter shall be assessed, collected, and
8 reviewed in the same manner as income taxes are assessed, collected, and reviewed
9 under ch. 71.

10 **SECTION 2429c.** 601.41 (1) of the statutes is amended to read:

11 601.41 (1) DUTIES. The commissioner shall administer and enforce chs. 600 to
12 655 and ss. 59.52 (11) (c), 66.0137 (4) and (4m), 100.203, 120.13 (2) (b) to (g), and
13 149.13, ~~and 149.144~~ and shall act as promptly as possible under the circumstances
14 on all matters placed before the commissioner.

15 **SECTION 2429e.** 601.415 (12) of the statutes is amended to read:

16 601.415 (12) HEALTH INSURANCE RISK-SHARING PLAN. The commissioner shall
17 perform the duties specified to be performed by the commissioner in ~~ss. s.~~ s. 149.13 ~~and~~
18 ~~149.144. The commissioner, or his or her designee, shall serve as a member of the~~
19 ~~board under s. 149.15.~~

20 **SECTION 2429g.** 601.64 (1) of the statutes is amended to read:

21 601.64 (1) INJUNCTIONS AND RESTRAINING ORDERS. The commissioner may
22 commence an action in circuit court in the name of the state to restrain by temporary
23 or permanent injunction or by temporary restraining order any violation of chs. 600
24 to 655, or s. 149.13 ~~or 149.144~~, any rule promulgated under chs. 600 to 655, or any

ENGROSSED ASSEMBLY BILL 100**SECTION 2429g**

1 order issued under s. 601.41 (4). The commissioner need not show irreparable harm
2 or lack of an adequate remedy at law in an action commenced under this subsection.

3 **SECTION 2429h.** 601.64 (3) (a) of the statutes is amended to read:

4 601.64 (3) (a) *Restitutionary forfeiture.* Whoever violates an effective order
5 issued under s. 601.41 (4), any insurance statute or rule, or s. 149.13 ~~or 149.144~~ shall
6 forfeit to the state twice the amount of any profit gained from the violation, in
7 addition to any other forfeiture or penalty imposed.

8 **SECTION 2429i.** 601.64 (3) (c) of the statutes is amended to read:

9 601.64 (3) (c) *Forfeiture for violation of statute or rule.* Whoever violates an
10 insurance statute or rule or s. 149.13 ~~or 149.144~~, intentionally aids a person in
11 violating an insurance statute or rule or s. 149.13 ~~or 149.144~~, or knowingly permits
12 a person over whom he or she has authority to violate an insurance statute or rule
13 or s. 149.13 ~~or 149.144~~ shall forfeit to the state not more than \$1,000 for each
14 violation. If the statute or rule imposes a duty to make a report to the commissioner,
15 each week of delay in complying with the duty is a new violation.

16 **SECTION 2429j.** 601.64 (4) of the statutes is amended to read:

17 601.64 (4) **CRIMINAL PENALTY.** Whoever intentionally violates or intentionally
18 permits any person over whom he or she has authority to violate or intentionally aids
19 any person in violating any insurance statute or rule of this state, s. 149.13 ~~or~~
20 ~~149.144~~, or any effective order issued under s. 601.41 (4) is guilty of a Class I felony,
21 unless a specific penalty is provided elsewhere in the statutes. Intent has the
22 meaning expressed under s. 939.23.

23 **SECTION 2429m.** 613.03 (4) of the statutes is amended to read:

24 613.03 (4) ~~MANDATORY HEALTH INSURANCE RISK-SHARING PLAN~~ HEALTH INSURANCE
25 RISK-SHARING PLAN. Service insurance corporations organized or operating under

ENGROSSED ASSEMBLY BILL 100**SECTION 2429m**

1 this chapter are subject to the requirements that apply to insurers and insurance
2 under ch. 149.

3 **SECTION 2429p.** 631.20 (2) (f) of the statutes is created to read:

4 631.20 (2) (f) In the case of a policy form under ch. 149, that the benefit design
5 is not comparable to a typical individual health insurance policy offered in the
6 private sector market in this state.

7 **SECTION 2429r.** 632.785 (title) of the statutes is amended to read:

8 **632.785 (title) Notice of mandatory risk-sharing plan Health Insurance**
9 **Risk-Sharing Plan.**

10 **SECTION 2438.** 757.05 (1) (title) of the statutes is amended to read:

11 757.05 (1) (title) LEVY OF PENALTY ASSESSMENT SURCHARGE.

12 **SECTION 2439.** 757.05 (1) (a) of the statutes is amended to read:

13 757.05 (1) (a) Whenever a court imposes a fine or forfeiture for a violation of
14 state law or for a violation of a municipal or county ordinance except for a violation
15 of s. 101.123 (2) (a), (am) 1., (ar), (bm), (br), or (bv) or (5), or for a first violation of s.
16 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who
17 committed the violation had a blood alcohol concentration of 0.08 or more but less
18 than 0.1 at the time of the violation, or for a violation of state laws or municipal or
19 county ordinances involving nonmoving traffic violations or safety belt use violations
20 under s. 347.48 (2m), there shall be imposed in addition a penalty surcharge under
21 ch. 814 in an amount of ~~24%~~ 25% of the fine or forfeiture imposed. If multiple offenses
22 are involved, the penalty surcharge shall be based upon the total fine or forfeiture
23 for all offenses. When a fine or forfeiture is suspended in whole or in part, the penalty
24 surcharge shall be reduced in proportion to the suspension.

ENGROSSED ASSEMBLY BILL 100**SECTION 2440g**

1 **SECTION 2440g.** 757.05 (2) (a) of the statutes is renumbered 757.05 (2) and
2 amended to read:

3 757.05 (2) ~~Law enforcement training fund. Forty-eight percent of all~~ All
4 moneys collected from penalty surcharges under sub. (1) shall be credited to the
5 appropriation account under s. 20.455 (2) (i) ~~and utilized in accordance with ss.~~
6 ~~20.455 (2) and 165.85 (5).~~ The moneys credited to the appropriation account under
7 s. 20.455 (2) (i), ~~except for the moneys transferred to s. 20.455 (2) (jb),~~ 20.455 (2) (j)
8 and (ja) constitute the law enforcement training fund.

9 **SECTION 2440r.** 757.05 (2) (b) of the statutes is repealed.

10 **SECTION 2441.** 767.078 (1) (a) 2. of the statutes is amended to read:

11 767.078 (1) (a) 2. The child's right to support is assigned to the state under s.
12 46.261 (3), 48.57 (3m) (b) 2. or (3n) (b) 2., or 49.19 (4) (h) 1. b.

13 **SECTION 2442.** 767.29 (1m) (c) of the statutes is amended to read:

14 767.29 (1m) (c) The party entitled to the support or maintenance money or a
15 minor child of the party has applied for or is receiving aid to families with dependent
16 children aid under s. 46.261 or public assistance under ch. 49 and there is an
17 assignment to the state under s. 46.261 (3) or 49.19 (4) (h) 1. b. of the party's right
18 to the support or maintenance money.

19 **SECTION 2443.** 767.29 (2) of the statutes is amended to read:

20 767.29 (2) If any party entitled to maintenance payments or support money,
21 or both, is receiving public assistance under ch. 49, the party may assign the party's
22 right thereto to the county department under s. 46.215, 46.22, or 46.23 granting such
23 assistance. Such assignment shall be approved by order of the court granting the
24 maintenance payments or support money, and may be terminated in like manner;
25 except that it shall not be terminated in cases where there is any delinquency in the

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1 amount of maintenance payments and support money previously ordered or
2 adjudged to be paid to the assignee without the written consent of the assignee or
3 upon notice to the assignee and hearing. When an assignment of maintenance
4 payments or support money, or both, has been approved by the order, the assignee
5 shall be deemed a real party in interest within s. 803.01 but solely for the purpose
6 of securing payment of unpaid maintenance payments or support money adjudged
7 or ordered to be paid, by participating in proceedings to secure the payment thereof.
8 Notwithstanding assignment under this subsection, and without further order of the
9 court, the department or its designee, upon receiving notice that a party or a minor
10 child of the parties is receiving aid under s. 46.261 or public assistance under ch. 49
11 or that a kinship care relative or long-term kinship care relative of the minor child
12 is receiving kinship care payments or long-term kinship care payments for the minor
13 child, shall forward all support assigned under s. 46.261 (3), 48.57 (3m) (b) 2. or (3n)
14 (b) 2., 49.19 (4) (h) 1., or 49.45 (19) to the assignee under s. 46.261 (3), 48.57 (3m) (b)
15 2. or (3n) (b) 2., 49.19 (4) (h) 1., or 49.45 (19).

16 **SECTION 2444.** 767.29 (4) of the statutes is amended to read:

17 767.29 (4) If an order or judgment providing for the support of one or more
18 children not receiving aid under s. 46.261, 48.57 (3m) or (3n), or 49.19 includes
19 support for a minor who is the beneficiary of aid under s. 46.261, 48.57 (3m) or (3n),
20 or 49.19, any support payment made under the order or judgment is assigned to the
21 state under s. 46.261 (3), 48.57 (3m) (b) 2. or (3n) (b) 2., or 49.19 (4) (h) 1. b. in the
22 amount that is the proportionate share of the minor receiving aid under s. 46.261,
23 48.57 (3m) or (3n), or 49.19, except as otherwise ordered by the court on the motion
24 of a party.

25 **SECTION 2448m.** 814.66 (1) (h) 1. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2448m**

1 814.66 (1) (h) 1. Except as provided in subd. 2., for copies, certified or otherwise,
2 of records or other papers in the custody and charge of registers in probate, or for the
3 comparison and attestation of copies not provided by the registers, \$1 \$1.25 per page.

4 **SECTION 2449m.** 814.75 (11) of the statutes is created to read:

5 814.75 (11) The drug offender diversion surcharge under s. 973.043.

6 **SECTION 2450b.** 814.76 (9) of the statutes is created to read:

7 814.76 (9) The drug offender diversion surcharge under s. 973.043.

8 **SECTION 2450d.** 814.77 (3m) of the statutes is created to read:

9 814.77 (3m) The crime victim and witness assistance surcharge under s.
10 973.045 (1m).

11 **SECTION 2450g.** 814.78 (4m) of the statutes is created to read:

12 814.78 (4m) The crime victim and witness assistance surcharge under s.
13 973.045 (1m).

14 **SECTION 2450m.** 814.79 (3m) of the statutes is created to read:

15 814.79 (3m) The crime victim and witness assistance surcharge under s.
16 973.045 (1m).

17 **SECTION 2450r.** 814.80 (4m) of the statutes is created to read:

18 814.80 (4m) The crime victim and witness assistance surcharge under s.
19 973.045 (1m).

20 **SECTION 2451.** 814.86 (1) of the statutes is amended to read:

21 814.86 (1) Except for an action for a first violation of s. 23.33 (4c) (a) 2., 30.681
22 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation
23 had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the
24 violation, or for a safety belt use violation under s. 347.48 (2m), the clerk of circuit
25 court shall charge and collect a \$9 \$12 justice information system surcharge from any

ENGROSSED ASSEMBLY BILL 100**SECTION 2451**

1 person, including any governmental unit, as defined in s. 108.02 (17), paying a fee
2 under s. 814.61 (1) (a), (3), or (8) (am), 814.62 (1), (2), or (3) (a) or (b), or 814.63 (1).
3 The justice information system surcharge is in addition to the surcharge listed in
4 sub. (1m).

5 **SECTION 2454.** 891.455 (4) of the statutes is amended to read:

6 891.455 (4) The presumption under sub. (2) for cancers caused by smoking or
7 tobacco product use shall not apply to any municipal fire fighter who smokes
8 cigarettes, as defined in s. 139.30 ~~(1)~~ (1m), or who uses a tobacco product, as defined
9 in s. 139.75 (12), after January 1, 2001.

10 **SECTION 2455.** 909.02 (4) of the statutes is amended to read:

11 909.02 (4) CERTIFIED COPIES OF PUBLIC RECORDS. A copy of an official record or
12 report or entry therein, or of a document authorized by law to be recorded or filed and
13 actually recorded or filed in a public office, including data compilations in any form,
14 certified as correct by the custodian or other person authorized to make the
15 certification, by certificate complying with sub. (1), (2) or (3) or complying with any
16 statute or rule adopted by the supreme court, or, with respect to records maintained
17 under s. 343.23, certified electronically in any manner determined by the
18 department of transportation to conform with the requirements of s. 909.01.

19 **SECTION 2458.** 938.33 (4) (intro.) of the statutes is amended to read:

20 938.33 (4) OTHER OUT-OF-HOME PLACEMENTS. (intro.) A report recommending
21 placement in a foster home, treatment foster home, group home, or nonsecured
22 residential care center for children and youth ~~or~~ in the home of a relative other than
23 a parent, or in the home of a guardian under s. 48.977 (2) shall be in writing, except
24 that the report may be presented orally at the dispositional hearing if all parties

ENGROSSED ASSEMBLY BILL 100**SECTION 2458**

1 consent. A report that is presented orally shall be transcribed and made a part of the
2 court record. The report shall include all of the following:

3 **SECTION 2459.** 938.345 (4) of the statutes is created to read:

4 938.345 (4) If the court finds that a juvenile is in need of protection or services
5 under s. 938.13 (4), the court, instead of or in addition to any other disposition
6 imposed under sub. (1), may place the juvenile in the home of a guardian under s.
7 48.977 (2).

8 **SECTION 2460.** 938.57 (1) (c) of the statutes is amended to read:

9 938.57 (1) (c) Provide appropriate protection and services for juveniles in its
10 care, including providing services for juveniles and their families in their own homes,
11 placing the juveniles in licensed foster homes, licensed treatment foster homes, or
12 licensed group homes in this state or another state within a reasonable proximity to
13 the agency with legal custody, placing the juveniles in the homes of guardians under
14 s. 48.977 (2), or contracting for services for them by licensed child welfare agencies
15 or replacing them in secured correctional facilities, secured child caring institutions,
16 or secured group homes in accordance with rules promulgated under ch. 227, except
17 that the county department may not purchase the educational component of private
18 day treatment programs unless the county department, the school board, as defined
19 in s. 115.001 (7), and the state superintendent of public instruction all determine that
20 an appropriate public education program is not available. Disputes between the
21 county department and the school district shall be resolved by the state
22 superintendent of public instruction.

23 **SECTION 2461.** 938.57 (3) (a) 4. of the statutes is amended to read:

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1 938.57 (3) (a) 4. Is living in a foster home, treatment foster home, group home,
2 or, residential care center for children and youth, or subsidized guardianship home
3 under s. 48.62 (5).

4 **SECTION 2462.** 938.78 (2) (h) of the statutes is created to read:

5 938.78 (2) (h) Paragraph (a) does not prohibit an agency from entering the
6 content of any record kept or information received about an individual in its care or
7 legal custody into the statewide automated child welfare information system
8 established under s. 46.03 (7) (g). Paragraph (a) also does not prohibit a county
9 department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, the department of health
10 and family services, the department of corrections, or any other organization that
11 has entered into an information sharing and access agreement with one of those
12 county departments or departments and that has been approved for access to the
13 statewide automated child welfare information system by the department of health
14 and family services from having access to information concerning a client of that
15 county department, department, or organization under this chapter or ch. 48 or 51
16 that is maintained in the statewide automated child welfare information system, if
17 necessary to enable the county department, department, or organization to perform
18 its duties under this chapter or ch. 48 or 51 or to coordinate the delivery of services
19 under this chapter or ch. 48 or 51 to the client. Before entering any information about
20 an individual into the statewide automated child welfare information system, the
21 agency entering the information shall notify the individual that the information
22 entered may be disclosed as provided in this paragraph.

23 **SECTION 2466.** 944.21 (8) (b) 3. a. of the statutes is amended to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2466**

1 944.21 **(8)** (b) 3. a. Is a technical college, is a school approved by the educational
2 approval board under s. 45.54 38.50 or is a school described in s. 45.54 38.50 (1) (e)
3 6., 7. or 8.; and

4 **SECTION 2467.** 948.11 (4) (b) 3. a. of the statutes is amended to read:

5 948.11 **(4)** (b) 3. a. Is a technical college, is a school approved by the educational
6 approval board under s. 45.54 38.50 or is a school described in s. 45.54 38.50 (1) (e)
7 6., 7. or 8.; and

8 **SECTION 2467c.** 961.41 (5) (a) of the statutes is amended to read:

9 961.41 **(5)** (a) When a court imposes a fine for a violation of this section, it shall
10 also impose a drug abuse program improvement surcharge under ch. 814 in an
11 amount of ~~50%~~ 75 percent of the fine and penalty surcharge imposed.

12 **SECTION 2467d.** 961.41 (5) (c) of the statutes is renumbered 961.41 (5) (c) 1.
13 (intro.) and amended to read:

14 961.41 **(5)** (c) 1. (intro.) All of the following moneys collected from drug
15 surcharges under this subsection shall be deposited ~~by the secretary of~~
16 ~~administration in and utilized in accordance with~~ credited to the appropriation
17 account under s. 20.435 (6) (gb):

18 **SECTION 2467g.** 961.41 (5) (c) 1. of the statutes, as affected by 2005 Wisconsin
19 Act (this act), is repealed and recreated to read:

20 961.41 **(5)** (c) 1. Two-thirds of all moneys collected from drug surcharges under
21 this subsection shall be credited to the appropriation account under s. 20.435 (6) (gb).

22 **SECTION 2467gm.** 961.41 (5) (c) 1. a. of the statutes is created to read:

23 961.41 **(5)** (c) 1. a. For fiscal year 2005–06, all of the first \$1,038,600 collected
24 from drug surcharges under this subsection during that fiscal year plus two-thirds

ENGROSSED ASSEMBLY BILL 100**SECTION 2467gm**

1 of all moneys collected in excess of \$1,528,600 from drug surcharges under this
2 subsection during that fiscal year.

3 **SECTION 2467h.** 961.41 (5) (c) 1. b. of the statutes is created to read:

4 961.41 (5) (c) 1. b. For fiscal year 2006–07, all of the first \$1,044,300 collected
5 from drug surcharges under this subsection during that fiscal year plus two–thirds
6 of all moneys collected in excess of \$1,534,300 from drug surcharges under this
7 subsection during that fiscal year.

8 **SECTION 2467i.** 961.41 (5) (c) 2. of the statutes is created to read:

9 961.41 (5) (c) 2. All of the following moneys collected from drug surcharges
10 under this subsection shall be credited to the appropriation account under s. 20.505
11 (6) (ku):

12 a. For fiscal year 2005–06, all of the moneys collected in excess of \$1,038,600
13 from drug surcharges under this subsection during that fiscal year until the first
14 \$1,528,600 has been collected plus one–third of all moneys collected in excess of
15 \$1,528,600 from drug surcharges under this subsection during that fiscal year.

16 b. For fiscal year 2006–07, all of the moneys collected in excess of \$1,044,300
17 from drug surcharges under this subsection during that fiscal year until the first
18 \$1,534,300 has been collected plus one–third of all moneys collected in excess of
19 \$1,534,300 from drug surcharges under this subsection during that fiscal year.

20 **SECTION 2467k.** 961.41 (5) (c) 2. of the statutes, as created by 2005 Wisconsin
21 Act (this act), is repealed and recreated to read:

22 961.41 (5) (c) 2. One–third of all moneys collected from drug surcharges under
23 this subsection shall be credited to the appropriation account under s. 20.505 (6) (ku).

24 **SECTION 2467m.** 961.472 (5) of the statutes is repealed and recreated to read:

ENGROSSED ASSEMBLY BILL 100**SECTION 2467m**

1 961.472 (5) The court is not required to enter an order under sub. (2) if any of
2 the following applies:

3 (a) The court finds that the person is already covered by or has recently
4 completed an assessment under this section or a substantially similar assessment.

5 (b) The person is participating in a substance abuse treatment program that
6 meets the requirements of s. 16.964 (12) (c), as determined by the office of justice
7 assistance under s. 16.964 (12) (i).

8 **SECTION 2467p.** 967.11 of the statutes is created to read:

9 **967.11 Alternatives to prosecution and incarceration; monitoring**
10 **participants. (1)** In this section, “approved substance abuse treatment program”
11 means a substance abuse treatment program that meets the requirements of s.
12 16.964 (12) (c), as determined by the office of justice assistance under s. 16.964 (12)
13 (i).

14 **(2)** If a county establishes an approved substance abuse treatment program
15 and the program authorizes the use of surveillance and monitoring technology or day
16 reporting programs, a court or a district attorney may require a person participating
17 in an approved substance abuse treatment program to submit to surveillance and
18 monitoring technology or a day reporting program as a condition of participation.

19 **SECTION 2467s.** 973.032 (6) of the statutes is amended to read:

20 973.032 **(6)** CREDIT. Any sentence credit under s. 973.155 (1) or (1m) applies
21 toward service of the period under sub. (3) (a) but does not apply toward service of
22 the period under sub. (3) (b).

23 **SECTION 2467x.** 973.043 of the statutes is created to read:

24 **973.043 Drug offender diversion surcharge. (1)** If a court imposes a
25 sentence or places a person on probation for a crime under ch. 943 that was

ENGROSSED ASSEMBLY BILL 100**SECTION 2467x**

1 committed on or after the first day of the 3rd month beginning after the effective date
2 of this subsection [revisor inserts date], the court shall impose a drug offender
3 diversion surcharge of \$10 for each conviction.

4 (2) After determining the amount due, the clerk of court shall collect and
5 transmit the amount to the county treasurer under s. 59.40 (2) (m). The county
6 treasurer shall then make payment to the secretary of administration under s. 59.25
7 (3) (f) 2.

8 (3) All moneys collected from drug offender diversion surcharges shall be
9 credited to the appropriation account under s. 20.505 (6) (ku) and used for the
10 purpose of making grants to counties under s. 16.964 (12).

11 (4) If an inmate in a state prison or a person sentenced to a state prison has
12 not paid the drug offender diversion surcharge under this section, the department
13 shall assess and collect the amount owed from the inmate's wages or other moneys.
14 Any amount collected shall be transmitted to the secretary of administration.

15 **SECTION 2468m.** 973.045 (1) (intro.) of the statutes is amended to read:

16 973.045 (1) (intro.) ~~On or after October 1, 1983, Except as provided in sub. (1m).~~
17 if a court imposes a sentence or places a person on probation, the court shall impose
18 a crime victim and witness assistance surcharge calculated as follows:

19 **SECTION 2469.** 973.045 (1) (a) of the statutes is amended to read:

20 973.045 (1) (a) For each misdemeanor offense or count, \$50 \$60.

21 **SECTION 2470.** 973.045 (1) (b) of the statutes is amended to read:

22 973.045 (1) (b) For each felony offense or count, \$70 \$85.

23 **SECTION 2470m.** 973.045 (1m) of the statutes is created to read:

24 973.045 (1m) If a complaint is issued charging a person with a crime for an
25 offense that could subject the person to a forfeiture or to prosecution for a crime, the

ENGROSSED ASSEMBLY BILL 100**SECTION 2470m**

1 prosecutor decides to defer or suspend the criminal prosecution, and as a result the
2 person agrees to pay a forfeiture, the court shall impose a crime victim and witness
3 assistance surcharge in addition to imposing a forfeiture. The amount of the
4 surcharge shall be the amount specified in sub. (1) (a) or (b), depending on the crime
5 that the person was charged with in the complaint.

6 **SECTION 2471.** 973.045 (3) (a) 1. of the statutes is amended to read:

7 973.045 (3) (a) 1. Part A equals \$30 \$40 for each misdemeanor offense or count
8 and \$50 \$65 for each felony offense or count.

9 **SECTION 2472.** 973.05 (2m) of the statutes is amended to read:

10 973.05 (2m) Payments under this section shall be applied first to payment of
11 the penalty surcharge until paid in full, shall then be applied to the payment of the
12 jail surcharge until paid in full, shall then be applied to the payment of part A of the
13 crime victim and witness assistance surcharge until paid in full, shall then be
14 applied to part B of the crime victim and witness assistance surcharge until paid in
15 full, shall then be applied to the crime laboratories and drug law enforcement
16 surcharge until paid in full, shall then be applied to the deoxyribonucleic acid
17 analysis surcharge until paid in full, shall then be applied to the drug abuse program
18 improvement surcharge until paid in full, shall then be applied to the drug offender
19 diversion surcharge until paid in full, shall then be applied to payment of the driver
20 improvement surcharge until paid in full, shall then be applied to the truck driver
21 education surcharge if applicable until paid in full, shall then be applied to payment
22 of the domestic abuse surcharge until paid in full, shall then be applied to payment
23 of the consumer protection surcharge until paid in full, shall then be applied to
24 payment of the natural resources surcharge if applicable until paid in full, shall then
25 be applied to payment of the natural resources restitution surcharge until paid in

ENGROSSED ASSEMBLY BILL 100**SECTION 2472**

1 full, shall then be applied to the payment of the environmental surcharge if
2 applicable until paid in full, shall then be applied to the payment of the wild animal
3 protection surcharge if applicable until paid in full, shall then be applied to payment
4 of the weapons surcharge until paid in full, shall then be applied to payment of the
5 uninsured employer surcharge until paid in full, shall then be applied to payment
6 of the enforcement surcharge under s. 253.06 (4) (c), if applicable, until paid in full,
7 and shall then be applied to payment of the fine and the costs and fees imposed under
8 ch. 814.

9 **SECTION 2473.** 973.09 (1) (a) of the statutes is amended to read:

10 973.09 (1) (a) Except as provided in par. (c) or if probation is prohibited for a
11 particular offense by statute, if a person is convicted of a crime, the court, by order,
12 may withhold sentence or impose sentence under s. 973.15 and stay its execution,
13 and in either case place the person on probation to the department for a stated period,
14 stating in the order the reasons therefor. The court may impose any conditions which
15 appear to be reasonable and appropriate. The period of probation may be made
16 consecutive to a sentence on a different charge, whether imposed at the same time
17 or previously. If the court imposes ~~an increased a~~ term of probation, ~~as authorized~~
18 under sub. (2) (a) 1. or 2. or (b) 2., it shall place its reasons for doing so on the record.

19 **SECTION 2473e.** 973.09 (2) (a) 1. of the statutes is renumbered 973.09 (2) (a) 1.
20 (intro.) and amended to read:

21 973.09 (2) (a) 1. Except as provided in subd. 2., for any of the following
22 misdemeanors, not less than 6 months nor more than 2 years.;

23 **SECTION 2474d.** 973.09 (2) (a) 1. a. of the statutes is created to read:

24 973.09 (2) (a) 1. a. A misdemeanor that the defendant committed while
25 possessing a firearm.

ENGROSSED ASSEMBLY BILL 100**SECTION 2474g**

1 **SECTION 2474g.** 973.09 (2) (a) 1. b. of the statutes is created to read:

2 973.09 (2) (a) 1. b. A misdemeanor that was an act of domestic abuse, as defined
3 in s. 968.075 (1) (a).

4 **SECTION 2474j.** 973.09 (2) (a) 1. c. of the statutes is created to read:

5 973.09 (2) (a) 1. c. A misdemeanor under s. 940.225 (3m) or ch. 948.

6 **SECTION 2474m.** 973.09 (2) (a) 1. d. of the statutes is created to read:

7 973.09 (2) (a) 1. d. A misdemeanor under s. 23.33 (4c) or (4p) (e), 30.681, 30.684
8 (5), 350.101, 350.104 (5), or 350.17 or a misdemeanor under s. 346.63 to which s.
9 973.09 (1) (d) applies.

10 **SECTION 2475b.** 973.09 (2) (a) 1m. of the statutes is created to read:

11 973.09 (2) (a) 1m. Except as provided in subd. 2., for Class A misdemeanors not
12 covered by subd. 1., not less than 6 months nor more than one year.

13 **SECTION 2475d.** 973.09 (2) (a) 1r. of the statutes is created to read:

14 973.09 (2) (a) 1r. Except as provided in subd. 2., for misdemeanors not covered
15 by subd. 1. or 1m., not more than one year.

16 **SECTION 2475g.** 973.155 (1) (b) of the statutes is amended to read:

17 973.155 (1) (b) The categories in par. (a) and sub. (1m) include custody of the
18 convicted offender which is in whole or in part the result of a probation, extended
19 supervision or parole hold under s. 302.113 (8m), 302.114 (8m), 304.06 (3), or 973.10
20 (2) placed upon the person for the same course of conduct as that resulting in the new
21 conviction.

22 **SECTION 2475m.** 973.155 (1m) of the statutes is created to read:

23 973.155 (1m) A convicted offender shall be given credit toward the service of
24 his or her sentence for all days spent in custody as part of a substance abuse
25 treatment program that meets the requirements of s. 16.964 (12) (c), as determined

ENGROSSED ASSEMBLY BILL 100**SECTION 2475m**

1 by the office of justice assistance under s. 16.964 (12) (i) for any offense arising out
2 of the course of conduct that led to the person's placement in that program.

3 **SECTION 2475r.** 973.155 (3) of the statutes is amended to read:

4 973.155 (3) The credit provided in sub. (1) or (1m) shall be computed as if the
5 convicted offender had served such time in the institution to which he or she has been
6 sentenced.

7 **SECTION 2479.** 978.03 (3) of the statutes is amended to read:

8 978.03 (3) Any assistant district attorney under sub. (1), (1m),¹ or (2) must be
9 an attorney admitted to practice law in this state and, except as provided in ~~ss. s.~~
10 978.043 and 978.044, may perform any duty required by law to be performed by the
11 district attorney. The district attorney of the prosecutorial unit under sub. (1), (1m),
12 or (2) may appoint such temporary counsel as may be authorized by the department
13 of administration.

14 **SECTION 2481.** 978.044 of the statutes is repealed.

15 **SECTION 2484.** 978.05 (4m) of the statutes is amended to read:

16 978.05 (4m) WELFARE FRAUD INVESTIGATIONS. Cooperate with the ~~department~~
17 departments of workforce development and health and family services regarding the
18 fraud investigation ~~program~~ programs under s. ~~ss.~~ 49.197 (1m) and 49.845 (1).

19 **SECTION 2485.** 978.05 (8) (b) of the statutes is amended to read:

20 978.05 (8) (b) Hire, employ, and supervise his or her staff and, subject to ~~ss.~~ s.
21 978.043 and 978.044, make appropriate assignments of the staff throughout the
22 prosecutorial unit. The district attorney may request the assistance of district
23 attorneys, deputy district attorneys, or assistant district attorneys from other
24 prosecutorial units or assistant attorneys general who then may appear and assist
25 in the investigation and prosecution of any matter for which a district attorney is

ENGROSSED ASSEMBLY BILL 100**SECTION 2485**

1 responsible under this chapter in like manner as assistants in the prosecutorial unit
2 and with the same authority as the district attorney in the unit in which the action
3 is brought. Nothing in this paragraph limits the authority of counties to regulate the
4 hiring, employment, and supervision of county employees.

5 **SECTION 2490.** 978.13 (1) (d) of the statutes is amended to read:

6 978.13 (1) (d) In counties having a population of 500,000 or more, the salary
7 and fringe benefit costs of 2 clerk positions providing clerical services to the
8 prosecutors in the district attorney's office handling cases involving the unlawful
9 possession or use of firearms. The secretary of administration shall pay the amount
10 authorized under this subsection to the county treasurer from the appropriation
11 under s. 20.475 (1) ~~(f)~~ or (i) pursuant to a voucher submitted by the district attorney
12 to the department of administration.

13 **SECTION 2491.** 978.13 (1m) of the statutes is amended to read:

14 978.13 (1m) The amount paid under sub. (1) (b), (c), and (d) combined may not
15 exceed the amount appropriated under s. 20.475 (1) ~~(f)~~ and (i) combined.

16 **SECTION 2493.** 1997 Wisconsin Act 27, section 9456 (3m) (a), as last affected
17 by 2003 Wisconsin Act 48, is repealed.

18 **SECTION 2494.** 1999 Wisconsin Act 9, section 9401 (2zt), as last affected by 2003
19 Wisconsin Act 33, is repealed.

20 **SECTION 2495.** 1999 Wisconsin Act 9, section 9401 (2zu), as last affected by
21 2003 Wisconsin Act 33, is repealed.

22 **SECTION 2496.** 2001 Wisconsin Act 74, section 23 (5) is repealed.

23 **SECTION 2496g.** 2003 Wisconsin Act 33, section 9106 (1) (g) 2. is amended to
24 read:

25 [2003 Wisconsin Act 33] Section 9106 (1)

ENGROSSED ASSEMBLY BILL 100

1	(g) UNIVERSITY OF WISCONSIN SYSTEM	
2	2. <i>Projects financed by program revenue supported</i>	
3	<i>borrowing:</i>	
4	Eau Claire — Children’s Center	1,842,000
5	Extension — Lowell Hall improvements	1,144,000
6	Green Bay — University Union expansion	1,400,000
7	(Total project all funding sources \$6,000,000)	
8	La Crosse — Residence hall	22,344,000
9	Madison — Distribution services facility purchase	5,300,000
10	— Parking ramps	20,000,000
11	— Walnut Street steam and	
12	chilled-water plant purchase	90,000,000
13	Oshkosh — Recreation and Wellness Center	20,206,000
14	— Titan Stadium expansion	1,000,000
15	(Total project all funding sources \$6,500,000)	
16	Parkside — Student Union expansion and	
17	admissions office	22,164,000 <u>23,730,000</u>
18	<u>(Total project all funding sources \$25,191,000)</u>	
19	Platteville — Glenview Commons improvements	2,946,000
20	Stevens Point — University Center remodeling	
21	and addition	16,000,000
22	(Total project all funding sources \$16,720,000)	

ENGROSSED ASSEMBLY BILL 100**SECTION 2496g**

1	Stout — Holvid Hall remodeling and addition	8,570,000
2	— Price Commons addition completion	514,000
3	Superior — Wessman Arena locker room addition	674,400
4	(Total project all funding sources \$1,124,000)	
5	— Student Center renovation — Phase	
6	<u>1 or replacement</u>	7,500,000 <u>16,885,000</u>
7	(Total project all funding sources \$20,855,000)	
8	System — Utilities improvements	3,523,000
9	(Total project all funding sources \$19,585,000)	
10	Whitewater — Conner University Center addition	
11	and remodeling — Phase 1	7,430,000 <u>19,452,000</u>
12	(Total project all funding sources \$19,637,000)	
13	— Moraine Hall remodeling	1,797,000
14	(Total project all funding sources \$2,397,000)	
15	SECTION 2496r. 2003 Wisconsin Act 33, section 9106 (1) (g) 5. is repealed.	
16	SECTION 2498. 2003 Wisconsin Act 318, section 3 is repealed.	
17	SECTION 2499. 2003 Wisconsin Act 318, section 4 is repealed.	
18	SECTION 2500. 2003 Wisconsin Act 318, section 6 is repealed.	
19	SECTION 2501. 2003 Wisconsin Act 318, section 11 is repealed.	
20	SECTION 2502. 2003 Wisconsin Act 318, section 13 is repealed.	
21	SECTION 2503. 2003 Wisconsin Act 318, section 14 is repealed.	
22	SECTION 2504. 2003 Wisconsin Act 318, section 15 is repealed.	
23	SECTION 2505. 2003 Wisconsin Act 318, section 17 is repealed.	

ENGROSSED ASSEMBLY BILL 100

1 **SECTION 2506.** 2003 Wisconsin Act 318, section 18 is repealed.

2 **SECTION 2507.** 2003 Wisconsin Act 318, section 20 is repealed.

3 **SECTION 2508.** 2003 Wisconsin Act 318, section 22 is repealed.

4 **SECTION 2509.** 2003 Wisconsin Act 318, section 25 (3) is renumbered 49.45
5 (6tw) of the statutes and amended to read:

6 49.45 (6tw) PAYMENTS TO CITY HEALTH DEPARTMENTS. From the appropriation
7 account under section s. 20.435 (7) (b) ~~of the statutes, as affected by this act, in state~~
8 ~~fiscal year 2004–05,~~ the department of health and family services may make
9 payments to local health departments, as defined under s. 250.02 (4) (a) 3. ~~of the~~
10 ~~statutes.~~ Payment under this subsection to such a local health department may not
11 exceed on an annualized basis payment made by the department of health and family
12 services to the local health department under section s. 49.45 (6t) ~~of the statutes,~~
13 2003 stats., for services provided by the local health department in 2002.

14 **SECTION 2510.** 2003 Wisconsin Act 318, section 27 is repealed.

15 **SECTION 9101. Nonstatutory provisions; administration.**

16 (4) SALE OF CERTAIN STATE PROPERTY.

17 (a) 1. No later than July 1, 2006, the secretary of administration shall review
18 all holdings of state-owned real property for potential sale, except as provided in
19 subdivision 2.

20 2. Subdivision 1. does not apply to any property, facility, or institution the
21 closure or sale of which is not authorized under section 16.848 of the statutes, as
22 created by this act.

23 (b) No later than October 1, 2006, the secretary of administration shall submit
24 a report to the secretary of the building commission containing an inventory of his
25 or her recommendations to offer specified state properties for sale under section

ENGROSSED ASSEMBLY BILL 100**SECTION 9101**

1 16.848 of the statutes, as created by this act, and the reasons therefor. A property
2 may be included in the inventory with or without approval of the state agency having
3 jurisdiction of the property. If, on or before June 30, 2007, the building commission
4 votes to approve the sale of any property included in the inventory, the department
5 of administration may offer the property for sale under section 16.848 of the statutes,
6 as created by this act.

7 (c) This subsection does not apply after June 30, 2007.

8 (6) STUDY OF PHYSICIAN INFORMATION DATABASE. By March 1, 2006, the
9 department of health and family services shall study and make recommendations to
10 the joint committee on finance concerning the feasibility of creating a centralized
11 physician information database, including through a joint public and private effort.

12 (7k) PAYMENT OF REQUIRED EMPLOYEE CONTRIBUTIONS UNDER THE WISCONSIN
13 RETIREMENT SYSTEM.

14 (a) The definitions in section 20.001 of the statutes are applicable in this
15 subsection.

16 (b) The secretary of administration shall determine for each state agency the
17 amount that the agency is not required to spend during the period that begins on
18 September 1, 2005, and ends on June 30, 2007, as a result of section 40.05 (1) (b) 2.
19 of the statutes, as created by this act, and from each appropriation from which the
20 moneys would have been expended during that period, other than appropriations of
21 federal revenues.

22 (c) From each sum certain appropriation of general purpose revenue identified
23 in paragraph (b), the secretary of administration shall lapse to the general fund the
24 amount specified in paragraph (b) that would otherwise have been expended from
25 each of the appropriations. After the secretary makes the lapse, each of the sum

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1 certain appropriations is decreased by the amount specified in paragraph (b) for that
2 appropriation.

3 (d) For each sum sufficient appropriation of general purpose revenue identified
4 in paragraph (b), the expenditure estimate for the appropriation during the 2005–07
5 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for
6 that appropriation.

7 (e) Each sum certain program revenues or program revenues–service
8 appropriations is decreased by the amount specified in paragraph (b) for that
9 appropriation.

10 (f) From each appropriation of segregated fund revenues or segregated fund
11 revenues–service identified in paragraph (b), the secretary of administration shall
12 lapse to the underlying fund the amount specified in paragraph (b) that would
13 otherwise have been expended from each of the appropriations. After the secretary
14 makes the lapse, each of the sum certain segregated revenues or segregated
15 revenues–service appropriations is decreased by the amount specified in paragraph
16 (b) for that appropriation and the expenditure estimate for each of the appropriations
17 that is not a sum certain appropriation is reestimated to subtract the amount
18 specified in paragraph (b) for that appropriation.

19 (7q) REPORT ON HEALTH CARE INFORMATION. By November 30, 2005, the
20 department of health and family services shall report to the joint legislative audit
21 committee and the joint committee on finance concerning the status of implementing
22 section 153.05 (14) of the statutes, as created by this act.

23 (9k) YOUTH DIVERSION PROGRAM TRANSFER.

24 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
25 liabilities of the department of administration that are primarily related to the youth

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1 diversion from gang activities program under section 16.964 (8), 2003 stats., as
2 determined by the secretary of administration, shall become the assets and liabilities
3 of the department of corrections.

4 (b) *Positions and employees.* On the effective date of this paragraph, all
5 positions and all incumbent employees holding those positions in the department of
6 administration performing duties that are primarily related to the youth division
7 from gang activities program under section 16.964 (8), 2003 stats., as determined by
8 the secretary of administration, are transferred to the department of corrections.

9 (c) *Employee status.* Employees transferred under paragraph (h) have all the
10 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
11 statutes in the department of corrections that they enjoyed in the department of
12 administration immediately before the transfer. Notwithstanding section 230.28 (4)
13 of the statutes, no employee so transferred who has attained permanent status in
14 class is required to serve a probationary period.

15 (d) *Tangible personal property.* On the effective date of this paragraph, all
16 tangible personal property, including records, of the department of administration
17 that is primarily related to the youth diversion from gang activities program under
18 section 16.964 (8), 2003 stats., as determined by the secretary of administration, is
19 transferred to the department of corrections.

20 (e) *Pending matters.* Any matter pending with the department of
21 administration on the effective date of this paragraph that is primarily related to the
22 youth diversion from gang activities program under section 16.964 (8), 2003 stats.,
23 as determined by the secretary of administration, is transferred to the department
24 of corrections. All materials submitted to or actions taken by the department of

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1 administration with respect to the pending matter are considered as having been
2 submitted to or taken by the department of corrections.

3 (f) *Contracts.* All contracts entered into by the department of administration
4 in effect on the effective date of this paragraph that are primarily related to the youth
5 diversion from gang activities program under section 16.964 (8), 2003 stats., as
6 determined by the secretary of administration, remain in effect and are transferred
7 to the department of corrections. The department of corrections shall carry out any
8 obligations under those contracts unless modified or rescinded by the department of
9 corrections to the extent allowed under the contract.

10 (g) *Rules and orders.* All rules promulgated by the department of
11 administration in effect on the effective date of this paragraph that are primarily
12 related to the youth diversion from gang activities program under section 16.964 (8),
13 2003 stats., remain in effect until their specified expiration dates or until amended
14 or repealed by the department of corrections. All orders issued by the department
15 of administration in effect on the effective date of this paragraph that are primarily
16 related to the youth diversion from gang activities program under section 16.964 (8),
17 2003 stats., remain in effect until their specified expiration dates or until modified
18 or rescinded by the department of corrections.

19 (9r) RULES CONCERNING VIDEO GAMING DEVICES FOR PARI-MUTUEL RACING. By the
20 first day of the 3rd month beginning after the effective date of this subsection, the
21 department of administration shall, using the procedure under section 227.24 of the
22 statutes, promulgate the rules required under section 562.02 (1) (L) of the statutes,
23 as created by this act, for the period before the effective date of the permanent rules
24 promulgated under section 562.02 (1) (L) of the statutes, as created by this act, but
25 not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.

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1 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department
2 is not required to provide evidence that promulgating a rule under this subsection
3 as an emergency rule is necessary for the preservation of the public peace, health,
4 safety, or welfare and is not required to provide a finding of emergency for a rule
5 promulgated under this subsection.

6 (10k) PAYMENT OF MEMBERSHIP DUES FOR MIDWESTERN HIGHER EDUCATION COMPACT.
7 From the appropriation under section 20.505 (1) (ka) of the statutes, the department
8 of administration shall, no later than June 30, 2006, make payment of this state's
9 membership dues to the midwestern higher education compact in the 2004–05 fiscal
10 year, but not to exceed \$82,500.

11 (10q) INFORMATION TECHNOLOGY DEVELOPMENT ASSISTANCE TO ELECTIONS BOARD.
12 The department of administration shall:

13 (a) Assist the elections board in the selection of an appropriate vendor to
14 complete the board's computer database conversion project.

15 (b) Designate a staff person to provide to the elections board quality assurance
16 for information technology development work completed in connection with creation
17 of the board's campaign finance database.

18 (10r) TRANSFER OF COUNTY AND TRIBAL LAW ENFORCEMENT GRANT PROGRAMS.

19 (a) *Definitions.* In this subsection:

20 1. "County law enforcement grant program" means the grant program under
21 section 16.964 (7), 2003 stats.

22 2. "Tribal law enforcement grant program" means the grant program under
23 section 16.964 (6), 2003 stats.

24 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
25 liabilities of the department of administration primarily related to county or tribal

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1 law enforcement grant programs administered by the office of justice assistance, as
2 determined by the secretary of administration, shall become the assets and liabilities
3 of the department of justice.

4 (c) *Tangible personal property.* On the effective date of this paragraph, all
5 tangible personal property, including records, of the department of administration
6 that is primarily related to county or tribal law enforcement grant programs
7 administered by the office of justice assistance, as determined by the secretary of
8 administration, is transferred to the department of justice.

9 (d) *Contracts.* All contracts entered into by the department of administration
10 or the office of justice assistance in effect on the effective date of this paragraph that
11 are primarily related to the office's county or tribal law enforcement grant programs,
12 as determined by the secretary of administration, remain in effect and are
13 transferred to the department of justice. The department of justice shall carry out
14 any obligations under such a contract until the contract is modified or rescinded by
15 the department of justice to the extent allowed under the contract.

16 (e) *Rules and orders.* All rules promulgated by the department of
17 administration or the office of justice assistance primarily related to the office's
18 county or tribal law enforcement grant programs, as determined by the secretary of
19 administration, that are in effect on the effective date of this paragraph shall become
20 rules of the department of justice and shall remain in effect until their specified
21 expiration dates or until amended or repealed by the department of justice. All
22 orders issued by the department of administration or the office of justice assistance
23 primarily related to the office's county or tribal law enforcement grant programs that
24 are in effect on the effective date of this paragraph shall become orders of the

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1 department of justice and shall remain in effect until their specified expiration dates
2 or until modified or rescinded by the department of justice.

3 (f) *Pending matters.* Any matter pending with the office of justice assistance
4 on the effective date of this paragraph that is primarily related to the office's county
5 or tribal law enforcement grant programs, as determined by the secretary of
6 administration, is transferred to the department of justice, and all materials
7 submitted to or actions taken by the office of justice assistance with respect to the
8 pending matter are considered as having been submitted to or taken by the
9 department of justice.

10 (10t) FOX RIVER NAVIGATIONAL SYSTEM AUTHORITY LEASE. If the building
11 commission determines to sell any state-owned land that is leased to the Fox River
12 Navigational System Authority under section 237.06 of the statutes as provided in
13 SECTION 9105 (14q) of this act, the department of administration shall renegotiate
14 the lease entered into under section 237.06 of the statutes to reflect the sale of the
15 property.

16 (10v) SALE OR CONTRACTUAL OPERATION OF STATE-OWNED HEATING, COOLING, AND
17 POWER PLANTS AND WASTEWATER TREATMENT FACILITIES. Notwithstanding section 16.50
18 (1) of the statutes, as affected by this act, the secretary of administration shall
19 require submission of expenditure estimates under section 16.50 (2) of the statutes
20 for each state agency, as defined in section 20.001 (1) of the statutes, that proposes
21 to expend moneys in the 2005–07 fiscal biennium that are not encumbered on the
22 effective date of this subsection from any appropriation for the operation of a
23 state-owned heating, cooling, or power plant or wastewater treatment facility.
24 Notwithstanding section 16.50 (2) of the statutes, the secretary shall disapprove any
25 such estimate for any period during which that plant or facility is owned or operated

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1 by a private entity. The secretary may then require the use of the amounts of any
2 disapproved expenditure estimates for the purpose of payment of the costs of
3 purchasing heating, cooling, power, or wastewater treatment for the state agencies
4 or facilities for which the amounts were appropriated. The secretary shall notify the
5 joint committee on finance in writing of any action taken under this subsection.

6 (11k) DATA CENTER AND BUSINESS MANAGEMENT SYSTEM PROJECTS. During the
7 2005–07 fiscal biennium, if the department of administration notifies the joint
8 committee on finance of the proposed acquisition of any information technology
9 resource related to the proposed new state data center or the proposed state business
10 management system that the department considers to be major or that is likely to
11 result in substantive change of service, the department shall not proceed with the
12 proposed acquisition until at least 14 working days after the notification. In addition,
13 if within 14 working days after the date of the department’s notification, the
14 cochairpersons of the committee notify the department that the committee has
15 scheduled a meeting for the purpose of reviewing the proposed acquisition, the
16 department shall not proceed with acquisition of the resource unless the acquisition
17 is first approved by the committee.

18 (12k) DATA CENTER AND BUSINESS MANAGEMENT SYSTEM PROGRESS REPORTS. During
19 the 2005–07 fiscal biennium, the department of administration shall report
20 semiannually to the joint committee on finance concerning the lease of a new state
21 data center and the current costs associated with the additional hardware and
22 software to increase the state’s information technology processing capacity in
23 connection with the proposed state business management system. The reports shall
24 include:

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1 (a) The major stages and substages of the projects, including an assessment of
2 need, and an assessment of the design, implementation, and testing stages and their
3 major substages.

4 (b) The scheduled, estimated, and actual completion dates for each major stage
5 and substage of the projects.

6 (c) The budgeted amounts and the amounts actually expended for each major
7 stage and substage of the projects.

8 (d) An evaluation of the projects, including any problems encountered or risks
9 associated with proceeding to the next stage of each project.

10 **SECTION 9102. Nonstatutory provisions; aging and long-term care**
11 **board.**

12 **SECTION 9103. Nonstatutory provisions; agriculture, trade and**
13 **consumer protection.**

14 (4d) GRANT TO CASHTON AREA DEVELOPMENT CORPORATION. During the 2005–07
15 fiscal biennium, the department of agriculture, trade and consumer protection shall
16 award a grant of \$150,000 for planning and \$150,000 for implementation under
17 section 93.46 (3) of the statutes, as created by this act, to the Cashton Area
18 Development Corporation for the Cashton Greens Renewable Energy Park.

19 (4e) GRAIN INSPECTION PROGRAM PLAN. The department of agriculture, trade and
20 consumer protection shall submit to the secretary of administration a plan for a
21 revised method for providing grain inspection services under section 93.06 (1m) of
22 the statutes. The department shall propose a method that is financially viable, uses
23 a flexible workforce to reflect seasonal changes in the volume of services needed, and
24 maintains oversight by this state of the quality of grain inspection services and the
25 integrity of inspection certificates. No later than September 30, 2005, the secretary

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1 shall submit the plan, as submitted by the department or as modified, to the joint
2 committee on finance. If the cochairpersons of the committee do not notify the
3 secretary within 14 working days after the date of the secretary's submittal of the
4 plan that the committee has scheduled a meeting for the purpose of reviewing the
5 plan, the department may implement the plan as proposed. If, within 14 working
6 days after the date of the department's submittal, the cochairpersons of the
7 committee notify the secretary that the committee has scheduled a meeting for the
8 purpose of reviewing the proposed plan, the department may implement the plan
9 only upon approval of the committee.

10 **SECTION 9104. Nonstatutory provisions; arts board.**

11 **SECTION 9105. Nonstatutory provisions; building commission.**

12 (1) 2005–07 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years
13 beginning on July 1, 2005, and ending on June 30, 2007, the Authorized State
14 Building Program is as follows:

15 (a) DEPARTMENT OF ADMINISTRATION

16 1. *Projects financed by general fund supported*

17 *borrowing:*

18 Renovation of State Natural Resources Building

19 General Executive Facility 2 — Phase 2 —

20 Madison \$ 350,000

21 (Total project all funding sources \$5,839,100)

22 2. *Projects financed by program revenue supported*

23 *borrowing:*

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1	Renovation of State Natural Resources Building	
2	General Executive Facility 2 — Phase 2 —	
3	Madison	4,639,100
4	(Total project all funding sources \$5,839,100)	
5	3. <i>Projects financed by segregated fund supported</i>	
6	<i>borrowing:</i>	
7	Renovation of State Natural Resources Building	
8	General Executive Facility 2 — Phase 2 —	
9	Madison	850,000
10	(Total project all funding sources \$5,839,100)	
11	4. <i>Agency totals:</i>	
12	General fund supported borrowing	350,000
13	Program revenue supported borrowing	4,639,100
14	Segregated fund supported borrowing	<u>850,000</u>
15	Total — All sources of funds	\$ 5,839,100
16	(b) DEPARTMENT OF CORRECTIONS	
17	1. <i>Projects financed by general fund supported</i>	
18	<i>borrowing:</i>	
19	Dodge Correctional Institution — Central	
20	Pharmacy	\$ 1,991,400
21	Ethan Allen School — Visiting Center	1,325,000

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1	Oakhill Correctional Institution — Food service	
2	facility	4,779,800
3	Drug Abuse Correctional Center replacement —	
4	Oshkosh	1,900,000
5	(Total project all funding sources \$13,900,000)	
6	2. <i>Projects financed by existing general fund supported</i>	
7	<i>borrowing authority:</i>	
8	Drug Abuse Correctional Center replacement —	
9	Oshkosh	12,000,000
10	(Total project all funding sources \$13,900,000)	
11	3. <i>Agency totals:</i>	
12	General fund supported borrowing	9,996,200
13	Existing general fund supported borrowing	
14	authority	<u>12,000,000</u>
15	Total — All sources of funds	\$ 21,996,200
16	(c) DEPARTMENT OF MILITARY AFFAIRS	
17	1. <i>Projects financed by general fund supported</i>	
18	<i>borrowing:</i>	
19	Mitchell Field land acquisition — Milwaukee	\$ 560,000
20	Field maintenance shop renovation/addition —	
21	Wausau	385,800
22	(Total project all funding sources \$6,579,800)	

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1	Readiness Center renovation/addition — Portage	2,193,100
2	(Total project all funding sources \$7,774,200)	
3	Field maintenance shop renovation/addition —	
4	Whitewater	21,200
5	(Total project all funding sources \$690,000)	
6	<i>2. Projects financed by federal funds:</i>	
7	Camp Williams search and rescue training facility	3,331,300
8	Field maintenance shop renovation/addition —	
9	Wausau	6,194,000
10	(Total project all funding sources \$6,579,800)	
11	Readiness Center renovation/addition — Portage	5,581,100
12	(Total project all funding sources \$7,774,200)	
13	Field maintenance shop renovation/addition —	
14	Whitewater	668,800
15	(Total project all funding sources \$690,000)	
16	Three motor vehicle storage buildings	2,250,000
17	<i>3. Agency totals:</i>	
18	General fund supported borrowing	3,160,100
19	Federal funds	<u>18,025,200</u>
20	Total — All sources of funds	\$ 21,185,300
21	(d) DEPARTMENT OF NATURAL RESOURCES	

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1	1. <i>Projects financed by general fund supported</i>	
2	<i>borrowing:</i>	
3	Purchase of Service Center — Dodgeville	\$ 177,800
4	(Total project all funding sources \$812,000)	
5	2. <i>Projects financed by existing general fund supported</i>	
6	<i>borrowing authority — stewardship property</i>	
7	<i>development and local assistance funds:</i>	
8	Purchase of Service Center — Dodgeville	100,700
9	(Total project all funding sources \$812,000)	
10	State campground expansion — statewide	5,762,300
11	Newport State Park — park entrance and visitors	
12	center	480,000
13	(Total project all funding sources \$680,000)	
14	3. <i>Projects financed by segregated fund supported</i>	
15	<i>borrowing:</i>	
16	Wild Rose State Fish Hatchery renovation —	
17	Phase 2	3,892,600
18	(Total project all funding sources \$11,589,500)	
19	Purchase of Service Center — Dodgeville	533,500
20	(Total project all funding sources \$812,000)	
21	Ranger station replacement — Merrill	1,300,400
22	4. <i>Projects financed by segregated funds:</i>	

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1	Wild Rose State Fish Hatchery renovation —	
2	Phase 2	7,200,000
3	(Total project all funding sources \$11,589,500)	
4	5. <i>Projects financed by gifts, grants, and other receipts:</i>	
5	Newport State Park — park entrance and visitors	
6	center	200,000
7	(Total project all funding sources \$680,000)	
8	6. <i>Projects financed by federal funds:</i>	
9	Wild Rose State Fish Hatchery renovation —	
10	Phase 2	496,900
11	(Total project all funding sources \$11,589,500)	
12	7. <i>Agency totals:</i>	
13	General fund supported borrowing	177,800
14	Existing general fund supported borrowing	
15	authority — stewardship property development	
16	and local assistance funds	6,343,000
17	Segregated fund supported borrowing	5,726,500
18	Segregated funds	7,200,000
19	Gifts, grants, and other receipts	200,000
20	Federal funds	<u>496,900</u>
21	Total — All sources of funds	\$ 20,144,200

22 (e) STATE FAIR PARK BOARD

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1	1. <i>Projects financed by general fund supported</i>		
2	<i>borrowing:</i>		
3	Racetrack improvements	\$	1,200,000
4	2. <i>Agency totals:</i>		
5	General fund supported borrowing		<u>1,200,000</u>
6	Total — All sources of funds	\$	1,200,000
7	(f) STATE HISTORICAL SOCIETY		
8	1. <i>Projects financed by general fund supported</i>		
9	<i>borrowing:</i>		
10	Old World Wisconsin — multipurpose and storage		
11	building	\$	1,310,200
12	Shared storage building for State Historical		
13	Society and Wisconsin Veterans Museums —		
14	Dane County		15,000,000
15	2. <i>Agency totals:</i>		
16	General fund supported borrowing		<u>16,310,200</u>
17	Total — All sources of funds	\$	16,310,200
18	(g) DEPARTMENT OF TRANSPORTATION		
19	1. <i>Projects financed by segregated fund supported</i>		
20	<i>revenue borrowing:</i>		

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1	Division of Motor Vehicles Service Center		
2	expansion and heating, ventilation, and air		
3	conditioning renovation — Milwaukee	\$	979,300
4	Division of State Patrol District Headquarters		
5	remodeling — Fond du Lac		1,139,400
6	<i>2. Agency totals:</i>		
7	Segregated fund supported revenue borrowing		<u>2,118,700</u>
8	Total — All sources of funds	\$	2,118,700
9	(h) UNIVERSITY OF WISCONSIN SYSTEM		
10	<i>1. Projects financed by general fund supported</i>		
11	<i>borrowing:</i>		
12	Madison — Purchase of space at Uni-		
13	versity Square project	\$	39,850,000
14	(Total project all funding sources \$56,850,000)		
15	— Sterling Hall renovation		37,500,000
16	(Total project all funding sources \$39,500,000)		
17	Milwaukee — Golda Meir Library remodeling —		
18	Phase 1		3,508,000
19	(Total project all funding sources \$4,908,000)		
20	— Columbia St. Mary's Columbia cam-		
21	pus medical facilities acquisition		
22	and remodeling		56,530,000

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1	(Total project all funding sources \$112,120,000)	
2	Platteville — Tri-state initiative facilities	20,000,000
3	(Total project all funding sources \$50,615,000)	
4	Stevens Point — Waste Management laboratory	1,789,000
5	Stout — Jarvis science wing addition and	
6	remodeling	40,637,000
7	Superior — Jim Dan Hill Library renovation	4,500,000
8	(Total project all funding sources \$6,500,000)	
9	System — Classroom renovation/instructional	
10	technology	7,000,000
11	— Utility Improvements — 3 campuses	21,008,000
12	(Total project all funding sources \$28,600,000)	
13	Whitewater — College of Business and Economics	
14	building	35,549,000
15	(Total project all funding sources \$41,039,000)	
16	2. <i>Projects financed by existing general fund supported</i>	
17	<i>borrowing authority:</i>	
18	Madison — Wisconsin Institute for Discovery	50,000,000
19	(Total project all funding sources \$150,000,000)	
20	3. <i>Projects financed by program revenue supported</i>	
21	<i>borrowing:</i>	

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1	Madison — Purchase of space at University	
2	Square project	17,000,000
3	(Total project all funding sources \$56,850,000)	
4	— Chadbourne Residence Hall renova-	
5	tion	6,599,000
6	— Purchase of facilities at 21 and 35 N.	
7	Park Street (parking and housing)	46,832,200
8	— Research Park II — roads and utili-	
9	ties	15,000,000
10	Milwaukee — Columbia St. Mary’s Columbia	
11	campus medical facilities acquisition and	
12	remodeling	55,590,000
13	(Total project all funding sources \$112,120,000)	
14	Oshkosh — South campus parking ramp	7,319,000
15	Platteville — Tri–state initiative facilities	23,100,000
16	(Total project all funding sources \$50,615,000)	
17	— Pioneer Stadium locker/wrestling/	
18	storage building	644,000
19	— Purchase of residence hall (west of	
20	Longhorn Drive)	20,000,000
21	System — Utility improvements — 3 campuses	7,592,000
22	(Total project all funding sources \$28,600,000)	

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1	Whitewater — Sayles Residence Hall renovation	6,821,000
2	4. <i>Projects financed by gifts, grants, and other receipts:</i>	
3	Madison — Wisconsin Institute for Discovery	100,000,000
4	(Total project all funding sources \$150,000,000)	
5	— Sterling Hall renovation	2,000,000
6	(Total project all funding sources \$39,500,000)	
7	— Education building restoration,	
8	renewal, and addition	31,000,000
9	— Elvehjem Museum addition — Phase	
10	1	31,530,000
11	— Engineering student learning center	
12	remodeling	538,000
13	— Kegonsa Campus production and	
14	research facilities — Stoughton	4,500,000
15	— Wisconsin National Primate	
16	Research Center addition — Phase 1	8,500,000
17	— Waisman Center renovation	6,000,000
18	Milwaukee — Golda Meir Library remodeling —	
19	Phase 1	1,400,000
20	(Total project all funding sources \$4,908,000)	
21	Platteville — Tri-state initiative facilities	7,515,000
22	(Total project all funding sources \$50,615,000)	

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1	Superior — Jim Dan Hill Library renovation	2,000,000
2	(Total project all funding sources \$6,500,000)	
3	Whitewater — College of Business and Economics	
4	building	5,490,000
5	(Total project all funding sources \$41,039,000)	
6	5. <i>Agency totals:</i>	
7	General fund supported borrowing	267,871,000
8	Existing general fund supported borrowing	
9	authority	50,000,000
10	Program revenue supported borrowing	206,497,200
11	Gifts, grants, and other receipts	<u>200,473,000</u>
12	Total — All sources of funds	\$ 724,841,200
13	(i) DEPARTMENT OF VETERANS AFFAIRS	
14	1. <i>Projects financed by existing program revenue</i>	
15	<i>supported borrowing authority:</i>	
16	120–Bed Skilled Nursing Facility — Chippewa	
17	Falls	\$ 8,575,000
18	(Total project all funding sources \$24,500,000)	
19	Southern Wisconsin Veterans Retirement Center	
20	— connector walkways	1,193,675
21	(Total project all funding sources \$3,410,500)	
22	2. <i>Projects financed by federal funds:</i>	

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1	120-Bed Skilled Nursing Facility — Chippewa	
2	Falls	15,925,000
3	(Total project all funding sources \$24,500,000)	
4	Southern Wisconsin Veterans Retirement Center	
5	— connector walkways	2,216,825
6	(Total project all funding sources \$3,410,500)	
7	Southern Wisconsin Veterans Memorial Cemetery	
8	— Phase 3 — Union Grove	4,500,000
9	3. <i>Agency totals:</i>	
10	Existing program revenue supported borrowing	
11	authority	9,768,675
12	Federal funds	<u>22,641,825</u>
13	Total — All sources of funds	\$ 32,410,500
14	(k) CHILDREN'S HOSPITAL AND HEALTH SYSTEM	
15	1. <i>Projects financed by general fund supported</i>	
16	<i>borrowing:</i>	
17	Children's research institute — Wauwatosa	\$ 10,000,000
18	(Total program all funding sources \$40,000,000)	
19	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
20	Children's research institute — Wauwatosa	20,000,000
21	(Total program all funding sources \$40,000,000)	
22	3. <i>Projects financed by federal funds:</i>	

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1	Children’s research institute — Wauwatosa	10,000,000
2	(Total program all funding sources \$40,000,000)	
3	4. <i>Totals:</i>	
4	General fund supported borrowing	10,000,000
5	Gifts, grants, and other receipts	20,000,000
6	Federal funds	<u>10,000,000</u>
7	Total — All sources of funds	\$ 40,000,000
8	(L) ALL AGENCY PROJECT FUNDING	
9	1. <i>Projects financed by general fund supported</i>	
10	<i>borrowing:</i>	
11	Facilities maintenance and repair	\$ 111,251,800
12	(Total program all funding sources \$158,817,000)	
13	Utilities repair and renovation	46,004,500
14	(Total program all funding sources \$65,431,600)	
15	Health, safety, and environmental protection	23,570,900
16	(Total program all funding sources \$27,244,400)	
17	Preventive maintenance	1,818,200
18	(Total program all funding sources \$3,818,200)	
19	Programmatic remodeling and renovation	9,090,900
20	(Total program all funding sources \$11,956,700)	
21	Land and property acquisition	2,272,700
22	(Total program all funding sources \$7,272,700)	

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1	Capital equipment acquisition	5,991,000
2	(Total program all funding sources \$6,031,000)	
3	<i>2. Projects financed by existing general fund supported</i>	
4	<i>borrowing authority — stewardship property</i>	
5	<i>development and local assistance funds:</i>	
6	Facilities maintenance and repair	4,600,800
7	(Total program all funding sources \$158,817,000)	
8	<i>3. Projects financed by program revenue supported</i>	
9	<i>borrowing:</i>	
10	Facilities maintenance and repair	30,851,100
11	(Total program all funding sources \$158,817,000)	
12	Utilities repair and renovation	17,514,300
13	(Total program all funding sources \$65,431,600)	
14	Health, safety, and environmental protection	3,354,500
15	(Total program all funding sources \$27,244,400)	
16	Preventive maintenance	2,000,000
17	(Total program all funding sources \$3,818,200)	
18	Programmatic remodeling and renovation	409,300
19	(Total program all funding sources \$11,956,700)	
20	Land and property acquisition	5,000,000
21	(Total program all funding sources \$7,272,700)	

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1	4. <i>Projects financed by segregated fund supported</i>	
2	<i>borrowing:</i>	
3	Facilities maintenance and repair	3,924,300
4	(Total program all funding sources \$158,817,000)	
5	5. <i>Projects financed by segregated fund supported</i>	
6	<i>revenue borrowing:</i>	
7	Facilities maintenance and repair	4,392,600
8	(Total program all funding sources \$158,817,000)	
9	Utilities repair and renovation	923,800
10	(Total program all funding sources \$65,431,600)	
11	6. <i>Projects financed by program revenue:</i>	
12	Facilities maintenance and repair	1,958,000
13	(Total program all funding sources \$158,817,000)	
14	Utilities repair and renovation	424,000
15	(Total program all funding sources \$65,431,600)	
16	Health, safety, and environmental protection	319,000
17	(Total program all funding sources \$27,244,400)	
18	Programmatic remodeling and renovation	2,206,500
19	(Total program all funding sources \$11,956,700)	
20	Capital equipment acquisition	40,000
21	(Total program all funding sources \$6,031,000)	
22	7. <i>Projects financed by segregated funds:</i>	

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1	Facilities maintenance and repair	1,431,100
2	(Total program all funding sources \$158,817,000)	
3	8. <i>Projects financed by gifts, grants, and other receipts:</i>	
4	Facilities maintenance and repair	40,000
5	(Total program all funding sources \$158,817,000)	
6	Programmatic remodeling and renovation	250,000
7	(Total program all funding sources \$11,956,700)	
8	9. <i>Projects financed by federal funds:</i>	
9	Facilities maintenance and repair	367,300
10	(Total program all funding sources \$158,817,000)	
11	Utilities repair and renovation	565,000
12	(Total program all funding sources \$65,431,600)	
13	10. <i>All agency totals:</i>	
14	General fund supported borrowing	200,000,000
15	Existing general fund supported borrowing	
16	authority — stewardship property development	
17	and local assistance funds	4,600,800
18	Program revenue supported borrowing	59,129,200
19	Segregated fund supported borrowing	3,924,300
20	Segregated fund supported revenue borrowing	5,316,400
21	Program revenue	4,947,500
22	Segregated funds	1,431,100

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1	Gifts, grants, and other receipts	290,000
2	Federal funds	<u>932,300</u>
3	Total — All sources of funds	\$ 280,571,600
4	(m) SUMMARY	
5	Total general fund supported borrowing	\$ 509,065,300
6	Total existing general fund supported borrowing	
7	authority	62,000,000
8	Total existing general fund supported borrowing	
9	authority — stewardship property development	
10	and local assistance funds	10,943,800
11	Total program revenue supported borrowing	270,265,500
12	Total existing program revenue supported	
13	borrowing authority	9,768,675
14	Total segregated fund supported borrowing	10,500,800
15	Total segregated fund supported revenue	
16	borrowing	7,435,100
17	Total program revenue	4,947,500
18	Total segregated funds	8,631,100
19	Total gifts, grants, and other receipts	220,963,000
20	Total federal funds	<u>52,096,225</u>
21	Total — All sources of funds	\$ 1,166,617,000

22 (2) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing
23 authority enumerated under subsection (1), the building and financing authority

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1 enumerated under the previous state building program is continued in the 2005–07
2 fiscal biennium.

3 (3) LOANS. During the 2005–07 fiscal biennium, the building commission may
4 make loans from general fund supported borrowing or the building trust fund to state
5 agencies, as defined in section 20.001 (1) of the statutes, for projects which are to be
6 utilized for programs not funded by general purpose revenue and which are
7 authorized under subsection (1).

8 (4) PROJECT CONTINGENCY FUNDING RESERVE.

9 (a) During the 2005–07 fiscal biennium, the building commission may allocate
10 moneys from the appropriation under section 20.866 (2) (yg) of the statutes for
11 contingency expenses in connection with any project in the Authorized State
12 Building Program.

13 (b) During the 2005–2007 fiscal biennium, the building commission may
14 allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes,
15 as affected by this act, for capital equipment acquisition in connection with any
16 project in the Authorized State Building Program.

17 (5) 2001–03 AUTHORIZED STATE BUILDING PROGRAM CHANGES. In 2001 Wisconsin
18 Act 16, section 9107 (1) (k) 1., under projects financed by segregated fund supported
19 revenue borrowing, the amount authorized by law for the project identified as
20 Division of motor vehicles service center — Waukesha is increased from \$1,465,600
21 to \$1,977,500.

22 (6) 2003–05 STATE BUILDING PROGRAM ADDITIONS. In 2003 Wisconsin Act 33,
23 section 9106 (1), the following projects are added to the 2003–05 state building
24 program and the appropriate totals are increased by the amounts shown:

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- 1 (a) In paragraph (g) 1., under projects financed by
2 general fund supported borrowing:
3 Parkside — Student Union expansion and
4 admissions office \$1,461,000
- 5 (b) In paragraph (g) 2., under projects financed by
6 program revenue supported borrowing:
7 Green Bay — Phoenix Sports Center addition \$10,000,000
- 8 (c) In paragraph (g) 3., under projects financed by
9 program revenue:
10 Green Bay — Phoenix Sports Center addition \$5,000,000
- 11 (d) In paragraph (g) 3., under projects financed by
12 program revenue:
13 Whitewater — Connor University Center addition
14 and remodeling \$45,000
- 15 (e) In paragraph (g) 4., under projects financed by gifts,
16 grants and other receipts:
17 Superior — Student Center renovation or
18 replacement \$4,000,000
19 Whitewater — Connor University Center addition
20 and remodeling \$140,000
- 21 (7) ADJUSTMENT OF TOTALS.
- 22 (a) In the 2001–03 Authorized State Building Program, the appropriate totals
23 are adjusted to reflect the changes made by subsection (5).

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1 (b) In the 2003–05 Authorized State Building Program, the appropriate totals
2 are adjusted to reflect the changes made by SECTIONS 2496g and 2496r of this act.

3 (8) UNIVERSITY SQUARE PROJECT. Notwithstanding section 18.04 (1) and (2) of
4 the statutes, of the public debt authorized for the purchase of space at the University
5 Square project, as enumerated in subsection (1) (h) 1., \$39,850,000 in public debt
6 may not be contracted until after June 30, 2007.

7 (9) COLUMBIA ST. MARY'S – COLUMBIA CAMPUS. Notwithstanding section 18.04
8 (1) and (2) of the statutes, no public debt authorized for the acquisition and
9 remodeling of the Columbia campus medical facilities, as enumerated in subsection
10 (1) (h) 1. and 3., may be contracted until after June 30, 2007. Beginning on July 1,
11 2007, and ending on June 30, 2009, not more than 50 percent of the general fund
12 supported borrowing and 50 percent of the program revenue supported borrowing
13 authorized for the acquisition and remodeling of the Columbia campus medical
14 facilities may be incurred. Beginning on July 1, 2009, the remainder of the general
15 fund supported borrowing and program revenue supported borrowing authorized for
16 the acquisition and remodeling of the Columbia campus medical facilities may be
17 incurred.

18 (10) TRI-STATE INITIATIVE. Notwithstanding section 18.04 (1) and (2) of the
19 statutes, of the public debt authorized for the Tri-state initiative facilities, as
20 enumerated in subsection (1) (h) 1., \$10,000,000 in public debt may not be contracted
21 until after June 30, 2007.

22 (11) STERLING HALL. Notwithstanding section 18.04 (1) and (2) of the statutes,
23 of the public debt authorized for the renovation of Sterling Hall, as enumerated in
24 subsection (1) (h) 1., \$20,000,000 in public debt may not be contracted until after
25 June 30, 2007.

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1 (12) SHARED STORAGE BUILDING FOR THE STATE HISTORICAL SOCIETY AND WISCONSIN
2 VETERANS MUSEUMS. Notwithstanding section 18.04 (1) and (2) of the statutes, none
3 of the public debt authorized for a shared storage building for the state historical
4 society and Wisconsin veterans museums, as enumerated in subsection (1) (f) 1., may
5 be contracted until after June 30, 2007.

6 (14) CHILDREN'S RESEARCH INSTITUTE. Notwithstanding section 13.48 (37) (b) of
7 the statutes, as created by this act, the building commission shall not make a grant
8 to the Children's Hospital and Health System for construction of the children's
9 research institute project, as enumerated in subsection (1) (k), under section 13.48
10 (37) of the statutes, as created by this act, unless the department of administration
11 has reviewed and approved plans for the project. Notwithstanding sections 16.85 (1)
12 and 16.855 (1) of the statutes, the department of administration shall not supervise
13 any services or work or let any contract for the project. Section 16.87 of the statutes
14 does not apply to the project.

15 (14q) SALE OF CERTAIN LAND TO FOX RIVER NAVIGATIONAL SYSTEM AUTHORITY. If
16 the building commission determines that any state-owned land that is leased to the
17 Fox River Navigational System Authority under section 237.06 of the statutes is not
18 needed for navigational purposes, the commission may declare the land to be surplus
19 and may authorize the sale of the land at fair market value. For purposes of the
20 application of section 13.48 (14) (d) of the statutes, as affected by this act, the land
21 leased by the department of administration under section 237.06 of the statutes shall
22 be treated as allocated for use by the department. Notwithstanding section 13.48 (14)
23 (c) of the statutes, the building commission shall credit the net proceeds of any sale
24 under this subsection to the appropriation account under section 20.373 (1) (g) of the
25 statutes, as created by this act.

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1 (14x) STRATEGIC PLAN FOR STATE CORRECTIONAL FACILITIES.

2 (a) The building commission, in coordination with the department of
3 corrections, shall prepare or contract for the preparation of a strategic plan for state
4 correctional facilities for the period ending in 2016. The plan shall contain the
5 following elements:

6 1. An evaluation of the physical conditions, security, environmental, health and
7 safety concerns, and housing, program, and food service capacity of each correctional
8 institution.

9 2. A determination of the operating capacity of the state's correctional system
10 based upon the following considerations:

11 a. The mission of the department of corrections.

12 b. Appropriate guidelines for space occupancy developed by the commission
13 and the department.

14 c. Model operating capacities developed by the commission and the department
15 that account for inmate security classification, gender, age, health condition,
16 programmatic needs, and length of incarceration.

17 d. A comparison of the guidelines and models with current conditions at the
18 correctional institutions.

19 e. The optimal design and operational system for each correctional institution.

20 3. A determination of any operating capacity shortfall within the state
21 correctional system for the period covered by the report based upon the projection for
22 inmate populations.

23 4. Recommendations for building projects and budgets, and potential use of
24 out-of-state and county jail bed contracts, to address any identified deficiencies at

ENGROSSED ASSEMBLY BILL 100**SECTION 9105**

1 existing correctional institutions and operating capacity shortfalls within the
2 correctional system.

3 (b) The building commission shall pay for the cost of the study under this
4 subsection from the appropriation under section 20.867 (2) (r) of the statutes.

5 (c) The building commission shall submit the results of the study, together with
6 the joint recommendations of the commission and the department of corrections, to
7 the governor, and to the legislature in the manner provided under section 13.172 (2)
8 of the statutes, no later than September 1, 2007.

9 **SECTION 9106. Nonstatutory provisions; child abuse and neglect**
10 **prevention board.**

11 **SECTION 9107. Nonstatutory provisions; circuit courts.**

12 **SECTION 9108. Nonstatutory provisions; commerce.**

13 (1) REAL ESTATE TRUST ACCOUNTS. All rules promulgated under section 452.13
14 of the statutes by the department of administration that are in effect on the effective
15 date of this subsection remain in effect until their specified expiration date or until
16 amended or repealed by the department of commerce.

17 (1v) PHASE OUT OF PETROLEUM STORAGE REMEDIAL ACTION PROGRAM. The
18 department of commerce shall include, as part of its 2007–09 biennial budget request
19 that it submits to the department of administration under section 16.42 of the
20 statutes, a proposal to phase out the Petroleum Storage Remedial Action Program
21 under section 101.143 of the statutes.

22 (1w) EMERGENCY RULES FOR DIESEL TRUCK IDLING REDUCTION GRANT PROGRAM.
23 Using the procedure under section 227.24 of the statutes, the department of
24 commerce shall promulgate as emergency rules the rules it determines are necessary
25 to administer the program under section 560.125 of the statutes, as created by this

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1 act, for the period before the effective date of the permanent rules for the program,
2 but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the
3 statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the
4 department of commerce is not required to provide evidence that promulgating a rule
5 under this paragraph as an emergency rule is necessary for the preservation of the
6 public peace, health, safety, or welfare and is not required to provide a finding of
7 emergency for a rule promulgated under this subsection.

8 (2k) GRANT TO WISCONSIN PROCUREMENT INSTITUTE. In both the 2005–06 and the
9 2006–07 fiscal years, the department of commerce shall make a grant of \$100,000
10 from the appropriation under section 20.143 (1) (c) of the statutes, as affected by this
11 act, to the Wisconsin Procurement Institute. The department of commerce shall
12 enter into an agreement with the Wisconsin Procurement Institute that specifies the
13 uses for the grant proceeds and reporting and auditing requirements.

14 (3f) BROWNFIELDS GRANT TO CITY OF MADISON.

15 (a) *Definitions.* In this subsection:

- 16 1. “Department” means the department of commerce.
- 17 2. “Secretary” means the secretary of commerce.

18 (b) *General.* Subject to paragraph (c), from the appropriation under section
19 20.143 (1) (qm) of the statutes, as affected by this act, the department shall provide
20 a grant of \$500,000 in fiscal year 2005–06 and \$500,000 in fiscal year 2006–07 to the
21 city of Madison to establish a brownfields loan and grant program. The city may use
22 the funds provided under this subsection for any of the following purposes:

- 23 1. Making loans or grants to other entities for environmental site assessments,
24 environmental site investigations, plans for actions to remedy environmental
25 contamination, and actions to remedy environmental contamination.

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1 2. Costs to the city related to implementing and administering the program,
2 involving interested persons in the process, obtaining approval of the department of
3 natural resources for remedial action conducted under the program, and marketing
4 environmentally contaminated properties to developers.

5 (c) *Requirements.* The department may make the grant under paragraph (b)
6 only if all of the following apply:

7 1. The city submits a plan to the department detailing the proposed use of the
8 proceeds of the grant and the secretary approves the plan.

9 2. The city enters into a written agreement with the department that specifies
10 the conditions for the use of the proceeds of the grant, including reporting and
11 auditing requirements.

12 3. The city agrees in writing to submit to the department the report required
13 under paragraph (d) by the time required under paragraph (d).

14 (d) *Reporting.* If the city receives the grant under this subsection, the city shall
15 submit to the department, within 6 months after spending the full amount of the
16 grant, a report detailing how the grant proceeds were used.

17 (3k) GRANT FOR BIOMEDICAL TECHNOLOGY ALLIANCE. Notwithstanding section
18 560.275 of the statutes, as affected by this act, the department of commerce shall,
19 from the appropriations under section 20.143 (1) (c) and (ie) of the statutes, as
20 affected by this act, make a grant of \$2,500,000 in the 2005–06 fiscal year to the
21 Board of Regents of the University of Wisconsin System to be used by the University
22 of Wisconsin–Milwaukee to establish a biomedical technology alliance in
23 southeastern Wisconsin. The department of commerce shall enter into an agreement
24 with the Board of Regents that specifies the uses for the grant proceeds and reporting
25 and auditing requirements.

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1 (3m) GRANT TO CITY OF GREEN BAY. Notwithstanding section 560.61 of the
2 statutes, as affected by this act, the department of commerce shall make an annual
3 grant of \$1,400,000 in fiscal years 2005–06 to 2007–08 from the Wisconsin
4 development fund under section 560.61 of the statutes, as affected by this act, to the
5 city of Green Bay for a downtown waterfront redevelopment project. The department
6 of commerce shall enter into an agreement with the city of Green Bay that specifies
7 the uses for the grant proceeds and reporting and auditing requirements.

8 (3r) HOUSING GRANTS AND LOANS FUNDING DECREASE. Notwithstanding section
9 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the
10 statutes for the purposes of the 2007–09 biennial budget bill, the department of
11 commerce shall submit a dollar amount for the appropriation under section 20.143
12 (2) (b) of the statutes as though the amount appropriated to the department of
13 commerce in fiscal year 2006–07 under section 20.143 (2) (b) of the statutes is
14 \$3,300,300.

15 (4k) BUSINESS EMPLOYEES' SKILLS TRAINING PROGRAM. On the effective date of this
16 subsection, the department of commerce shall transfer any pending applications for
17 grants under section 560.155 of the statutes, as affected by this act, to the technical
18 college system board for consideration under section 38.41 of the statutes, as created
19 by this act.

20 (5k) COMMUNITY DEVELOPMENT BLOCK GRANT FOR WATER WELL.

21 (a) Not later than June 30, 2006, the department of commerce shall make a
22 grant of \$80,000 from the appropriation account under section 20.143 (1) (n) of the
23 statutes to the town of Ithaca for a water well.

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1 (b) Within 6 months after spending the full amount of the grant under this
2 subsection, the town of Ithaca shall submit to the department of commerce a report
3 detailing how the town spent the grant proceeds.

4 (6k) COMMUNITY DEVELOPMENT BLOCK GRANT FOR WATER RESERVOIR.

5 (a) Not later than June 30, 2006, the department of commerce shall make a
6 grant of \$274,000 from the appropriation account under section 20.143 (1) (n) of the
7 statutes to the village of Wonewoc for a water reservoir.

8 (b) Within 6 months after spending the full amount of the grant under this
9 subsection, the village of Wonewoc shall submit to the department of commerce a
10 report detailing how the village spent the grant proceeds.

11 (8k) GRANT TO BISHOP'S CREEK REDEVELOPMENT PROJECT. From the
12 appropriations under section 20.143 (1) (fm) and (im) of the statutes, as affected by
13 this act, the department of commerce shall award a grant of \$375,000 in fiscal year
14 2005–06 and shall award a grant of \$375,000 in fiscal year 2006–07 to the Bishop's
15 Creek redevelopment project in Milwaukee. If the department of commerce awards
16 a grant under this subsection, the department shall enter into an agreement with the
17 Bishop's Creek redevelopment project that specifies the uses for the grant proceeds
18 and reporting and auditing requirements.

19 **SECTION 9109. Nonstatutory provisions; corrections.**

20 (1e) JUVENILE CORRECTIONAL FACILITY COST REDUCTION. By March 1, 2006, the
21 department of corrections shall submit to the joint committee on finance a plan to
22 close the Ethan Allen School, the Lincoln Hills School, or the Southern Oaks Girls
23 School or to otherwise achieve savings on the cost of operating the Type 1 secured
24 correctional facilities, as defined in section 938.02 (19) of the statutes, operated by
25 the department of corrections or the department of health and family services in an

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1 amount that is sufficient to reduce the per person daily cost assessment under
2 section 301.26 (4) (d) 3. of the statutes, as affected by this act, for care in a Type 1
3 secured correctional facility to \$187. The plan shall include any proposed legislation
4 that is necessary to implement the plan. If the cochairpersons of the joint committee
5 on finance do not notify the secretary of corrections within 14 working days after
6 receiving the plan that the cochairpersons have scheduled a meeting for the purpose
7 of reviewing the plan, the plan shall be implemented. If within 14 working days after
8 receiving the plan the cochairpersons notify the secretary of corrections that the
9 cochairpersons have scheduled a meeting for the purpose of reviewing the plan, the
10 plan shall be implemented only as approved by the committee.

11 (1p) YOUTH DIVERSION GRANT REDUCTIONS.

12 (a) Notwithstanding the amount specified under section 301.265 (1) of the
13 statutes, as affected by this act, the department of corrections shall reduce the
14 amount of money allocated under section 301.265 (1) of the statutes, as affected by
15 this act, by \$10,000 in each year of the 2005–07 fiscal biennium.

16 (b) Notwithstanding the amounts specified under section 301.265 (3) of the
17 statutes, as affected by this act, the department of corrections shall reduce the
18 amount of money allocated for each of the 4 contracts that are funded with moneys
19 from the appropriation accounts under section 20.410 (3) (d) and (kj) of the statutes,
20 as affected by this act, by \$3,000 in each year of the 2005–07 fiscal biennium and shall
21 reduce the amount of money allocated for the contract that is funded only with
22 moneys from the appropriation account under section 20.410 (3) (kj) of the statutes,
23 as affected by this act, by \$3,100 in each year of the 2005–07 fiscal biennium.

24 (2q) PILOT PROGRAM TO PRIVATIZE SUPPLYING AND DISTRIBUTING PHARMACEUTICALS.

25 The department of corrections shall establish a pilot program under which a private

ENGROSSED ASSEMBLY BILL 100**SECTION 9109**

1 contractor supplies and distributes pharmaceuticals at one of the department's adult
2 institutions. This subsection applies only if the contract will reduce the department's
3 costs of supplying and distributing pharmaceuticals.

4 (2r) CORRECTIONAL HEALTH CARE SERVICES. By January 2, 2006, the department
5 of corrections shall submit to the cochairpersons of the joint committee on finance a
6 plan regarding the manner in which that department will manage the delivery of
7 adult correctional health care services and the cost of delivering those services in
8 fiscal year 2006–07. The plan shall include a review of the practice of correctional
9 officers delivering controlled medications to prisoners and recommended
10 alternatives to that practice. If the plan calls for contracting for the delivery of adult
11 correctional health care services, the plan shall specify the provisions of the proposed
12 contract and the costs under the proposed contract. If the plan calls for the
13 department of corrections to deliver adult correctional health care services, the plan
14 shall specify how that department will address the needs of the adult correctional
15 health care services delivery system.

16 (3q) STUDY AND REPORT REGARDING FUNDING FOR LONG-TERM CARE FOR CERTAIN
17 INMATES. The department of corrections shall conduct a study regarding the
18 possibility of reducing its costs for the care of inmates who are not a threat to the
19 community and who require extended nursing care. The study shall examine the
20 possibility of using other revenues to pay for the care of such inmates in a setting
21 other than a conventional correctional facility infirmary. By June 30, 2006, the
22 department shall submit a report containing the results of that study to the chief
23 clerk of each house of the legislature, for distribution to the appropriate standing
24 committees under section 13.172 (3) of the statutes.

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1 (5f) FUNDING FOR CERTAIN COMMUNITY REINTEGRATION SERVICES. From the
2 appropriation under section 20.410 (1) (d), the department of corrections shall
3 provide \$50,000 during the 2006–07 fiscal year to Word of Hope Ministries, Inc., for
4 community reintegration services.

5 **SECTION 9110. Nonstatutory provisions; court of appeals.**

6 **SECTION 9111. Nonstatutory provisions; district attorneys.**

7 (1c) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. From the appropriation
8 account under section 20.505 (6) (p) of the statutes the department of administration
9 shall expend \$115,500 and from the appropriation account under section 20.455 (2)
10 (kp) of the statutes, as created by this act, the department of justice shall expend
11 \$38,500 in each year of the 2005–07 fiscal biennium to provide the
12 multijurisdictional enforcement group serving Milwaukee County funding for 2.0
13 district attorney PR positions to prosecute criminal violations of chapter 961 of the
14 statutes.

15 (1d) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From the appropriation
16 account under section 20.505 (6) (p) of the statutes the department of administration
17 shall expend \$37,600 and from the appropriation account under section 20.455 (2)
18 (kp) of the statutes, as created by this act, the department of justice shall expend
19 \$12,500 in each year of the 2005–07 fiscal biennium to provide the
20 multijurisdictional enforcement group serving Dane County funding for 0.75 district
21 attorney PR position to prosecute criminal violations of chapter 961 of the statutes.

22 (1e) PROSECUTION OF DRUG CRIMES; ST. CROIX COUNTY. From the appropriation
23 account under section 20.455 (2) (kp) of the statutes, as created by this act, the
24 department of justice shall expend \$34,900 in fiscal year 2005–06 and \$72,500 in
25 fiscal year 2006–07 to provide the multijurisdictional enforcement group serving St.

ENGROSSED ASSEMBLY BILL 100**SECTION 9111**

1 Croix County funding for 1.0 district attorney PR position to prosecute criminal
2 violations of chapter 961 of the statutes.

3 **SECTION 9112. Nonstatutory provisions; educational communications**
4 **board.**

5 **SECTION 9113. Nonstatutory provisions; elections board.**

6 **SECTION 9114. Nonstatutory provisions; employee trust funds.**

7 **SECTION 9115. Nonstatutory provisions; employment relations**
8 **commission.**

9 **SECTION 9116. Nonstatutory provisions; ethics board.**

10 **SECTION 9117. Nonstatutory provisions; financial institutions.**

11 (1f) DELAYED LAPSE. Notwithstanding section 20.144 (1) (g) of the statutes, as
12 affected by the acts of 2005, from the amounts required to be lapsed to the general
13 fund under section 20.144 (1) (g) of the statutes, as affected by the acts of 2005, at
14 the close of the 2005–06 fiscal year, the department of financial institutions shall
15 retain in that appropriation account the lesser of the unencumbered balance in the
16 account or \$25,000,000 and shall lapse from that appropriation account the lesser of
17 the unencumbered balance in the account or \$25,000,000 to the general fund on July
18 31, 2006.

19 **SECTION 9118. Nonstatutory provisions; Fox River Navigational**
20 **System Authority.**

21 (1q) FOX RIVER NAVIGATIONAL SYSTEM AUTHORITY BUDGET BILL INFORMATION. If the
22 secretary of administration requests that the Fox River Navigational System
23 Authority submit information to the department of administration for the purposes
24 of the 2007–09 biennial budget bill, the authority shall submit the information in the
25 same manner as agencies are required to submit information under section 16.42 of

ENGROSSED ASSEMBLY BILL 100**SECTION 9118**

1 the statutes and shall submit the information as though the amount appropriated
2 to the Fox River Navigational System Authority in fiscal year 2006–07 under section
3 20.373 (1) (r) of the statutes is \$126,700.

4 **SECTION 9119. Nonstatutory provisions; governor.**

5 **SECTION 9120. Nonstatutory provisions; Health and Educational**
6 **Facilities Authority.**

7 **SECTION 9121. Nonstatutory provisions; health and family services.**

8 (1) **RELATIVE GUARDIANSHIPS.** Notwithstanding section 48.977 (2) (a), 2003
9 stats., a petition under section 48.977 (4) of the statutes, as affected by this act, may
10 be filed for the appointment of a relative as the guardian of the person of a child who
11 has been placed, or continued in a placement, outside of his or her home for less than
12 one year on the effective date of this subsection.

13 (2) **TRANSFER OF SANITARIAN REGISTRATION.**

14 (a) *Registered sanitarians.* All persons who were registered as sanitarians
15 under section 250.05 of the statutes, as affected by this act, immediately before the
16 effective date of this paragraph are registered under section 440.70 of the statutes,
17 as affected by this act.

18 (b) *Rules and orders.* All rules of the department of health and family services
19 regulating registration of sanitarians that are in effect before the effective date of
20 this paragraph remain in effect until their specified expiration date or until amended
21 or repealed by the department of regulation and licensing. All orders of the
22 department of health and family services regulating registered sanitarians that are
23 in effect before the effective date of this paragraph remain in effect until their
24 specified expiration date or until modified or rescinded by the department of
25 regulation and licensing.

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 (c) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the department of health and family services relating to the registration
3 of sanitarians, as determined by the secretary of administration, shall become the
4 assets and liabilities of the department of regulation and licensing.

5 (d) *Tangible personal property.* On the effective date of this paragraph, all
6 tangible personal property, including records, of the department of health and family
7 services relating to the registration of sanitarians, as determined by the secretary
8 of administration, is transferred to the department of regulation and licensing.

9 (e) *Contracts.* All contracts entered into by the department of health and family
10 services relating to the registration of sanitarians in effect on the effective date of this
11 paragraph remain in effect and are transferred to the department of regulation and
12 licensing. The department of regulation and licensing shall carry out any obligations
13 under such a contract until the contract is modified or rescinded by the department
14 of regulation and licensing to the extent allowed under the contract.

15 (f) *Pending matters.* Any matter pending with the department of health and
16 family services relating to the regulation of sanitarians on the effective date of this
17 paragraph is transferred to the department of regulation and licensing and all
18 materials submitted to or actions taken by the department of health and family
19 services with respect to the pending matter are considered as having been submitted
20 to or taken by the department of regulation and licensing.

21 (4) **MEDICAL ASSISTANCE AND COMMUNITY AIDS PROGRAM FUNDING AND PAYMENTS.**
22 The repeal of 2003 Wisconsin Act 318, sections 15, 18, 20, 22, and 27, by this act
23 applies notwithstanding section 990.03 of the statutes.

24 (5) **TRANSFER OF MENTAL HEALTH SERVICES FOR HOMELESS INDIVIDUALS.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the department of health and family services primarily related to mental
3 health services for homeless individuals under section 46.972 (3) of the statutes, as
4 affected by this act, as determined by the secretary of administration, shall become
5 the assets and liabilities of the department of commerce.

6 (b) *Position transfer.*

7 1. On the effective date of this subdivision, the authorized FTE positions for the
8 department of health and family services, funded from the appropriation under
9 section 20.435 (6) (m) of the statutes, are decreased by 1.0 PR–F position having
10 responsibility for a program to provide mental health services to homeless
11 individuals with chronic mental illness.

12 2. On the effective date of this subdivision, the authorized FTE positions for the
13 department of commerce, funded from the appropriation under section 20.143 (2) (m)
14 of the statutes, are increased by 1.0 PR–F position having responsibility for a
15 program to provide mental health services to homeless individuals with chronic
16 mental illness.

17 3. On the effective date of this subdivision, the incumbent employee holding the
18 position specified in subdivision 1. is transferred to the department of commerce.

19 (c) *Employee status.* The employee transferred under paragraph (b) 3. shall
20 have all the same rights and the same status under subchapter V of chapter 111 and
21 chapter 230 of the statutes in the department of commerce that he or she enjoyed in
22 the department of health and family services immediately before the transfer.
23 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
24 has attained permanent status in class is required to serve a probationary period.

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 (d) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of health and family
3 services that is primarily related to mental health services for homeless individuals
4 under section 46.972 (3) of the statutes, as affected by this act, as determined by the
5 secretary of administration, is transferred to the department of commerce.

6 (e) *Contracts.* All contracts entered into by the department of health and family
7 services in effect on the effective date of this paragraph that are primarily related
8 to mental health services for homeless individuals under section 46.972 (3) of the
9 statutes, as affected by this act, as determined by the secretary of administration,
10 remain in effect and are transferred to the department of commerce. The department
11 of commerce shall carry out any obligations under such a contract until the contract
12 is modified or rescinded by the department of commerce to the extent allowed under
13 the contract.

14 (f) *Rules and orders.* All rules promulgated by the department of health and
15 family services that are in effect on the effective date of this paragraph that are
16 primarily related to mental health services for homeless individuals under section
17 46.972 (3) of the statutes, as affected by this act, remain in effect until their specified
18 expiration date or until amended or repealed by the department of commerce. All
19 orders issued by the department of health and family services that are in effect on
20 the effective date of this paragraph that are primarily related to mental health
21 services for homeless individuals under section 46.972 (3) of the statutes, as affected
22 by this act, remain in effect until their specified expiration date or until modified or
23 rescinded by the department of commerce.

24 (10) WAIVER FOR COST-SAVING MEASURES UNDER THE BADGER CARE HEALTH CARE
25 PROGRAM.

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 (a) The department of health and family services shall request one or more
2 waivers from the secretary of the federal department of health and human services
3 to permit the department of health and family services to implement cost-saving
4 measures under the Badger Care health care program, including any of the
5 following:

6 1. Establishing a 3-tiered prescription drug copayment requirement that does
7 not exceed the maximum copayment amount established by the group insurance
8 board for state employees.

9 2. Establishing a benchmark plan, as described in 42 CFR 457.420.

10 3. Establishing mandatory copayments for benefits in addition to the
11 copayments for prescription drug coverage.

12 (b) If a federal waiver under paragraph (a) is approved, the department of
13 health and family services shall seek enactment of statutory language to implement
14 cost-saving measures authorized under the waiver.

15 (12) TRANSFER OF HELP DESK AND DESKTOP SUPPORT POSITIONS. All incumbent
16 employees holding positions in the department of health and family services
17 performing duties primarily related to information technology assistance services,
18 as determined by the secretary of health and family services, are transferred on the
19 effective date of this subsection to the department of administration. Employees
20 transferred under this subsection have all rights and the same status under
21 subchapter V of chapter 111 and chapter 230 of the statutes that they enjoyed in the
22 department of health and family services. Notwithstanding section 230.28 (4) of the
23 statutes, no employee so transferred who has attained permanent status in class
24 may be required to serve a probationary period.

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1 (12c) BENEFIT SPECIALIST FUNDING. The department of health and family
2 services shall inform aging units, as defined in section 46.81 (1) (a) of the statutes,
3 that the funding increase for benefit specialist services as specified under section
4 46.81 (2) of the statutes, as affected by this act, is for state fiscal year 2006–07 only.

5 (12d) CHILD WELFARE CASEWORKER RETENTION ACTIVITIES. By January 1, 2006, the
6 department of health and family services shall submit to the joint committee on
7 finance a report regarding the activities conducted by the bureau of Milwaukee child
8 welfare in that department to retain caseworkers providing services to children and
9 families in Milwaukee County. If the department of health and family services
10 contracts with an outside consultant to review the causes of turnover of those
11 caseworkers and to identify and prioritize strategies to improve the retention of
12 those caseworkers, that department shall include the results of that review in the
13 report under this subsection.

14 (12k) CONTRACTS FOR NEW FAMILY CARE RESOURCE CENTERS. Notwithstanding
15 sections 46.281 (1) (e) 2. and 46.283 (2) (b) of the statutes, as affected by this act, the
16 department of health and family services may during the 2005–07 fiscal biennium
17 enter into contracts with 9 entities to provide services under section 46.283 (3) and
18 (4) of the statutes in a total of 13 counties and may subsequently renew the contracts
19 without submitting the contracts to the joint committee on finance or obtaining
20 approval from the joint committee on finance of the contracts.

21 (12L) BUDGET REQUEST FOR OPERATION OF FAMILY CARE RESOURCE CENTERS. The
22 department of health and family services shall include a plan in its 2007–09 biennial
23 budget request to reallocate funds in the department’s base appropriations to
24 support projected annual costs of operating resource centers under section 46.283 of

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 the statutes, as affected by this act, which exceed the amount appropriated for the
2 operation of resource centers in the 2006–07 fiscal year.

3 (12q) JOINT SERVICES PROGRAMS PLAN AND REPORT. By December 31, 2005, the
4 department of health and family services, the department of veterans affairs, and
5 the department of corrections shall together develop a plan and submit to the joint
6 committee on finance a report on proposed programs for the joint provision of
7 personnel, payroll, purchasing, custodianship, grounds and maintenance,
8 distribution, warehouse, and security services at the Northern Center for the
9 Developmentally Disabled and the Southern Center for the Developmentally
10 Disabled, for all programs that each agency conducts at these places. The report
11 shall also contain the projected impact of the proposed programs on expenditures
12 and numbers of authorized positions for each agency.

13 (12r) COMMUNITY INTEGRATION PROGRAM RELOCATIONS FROM NURSING HOMES;
14 REPORT. By January 1, 2007, the department of health and family services shall
15 submit a report to the joint committee on finance that includes information collected
16 for the 2005–07 fiscal biennium through at least July 1, 2006, and that identifies all
17 of the following:

18 (a) The administration, housing, and services expenditures under the
19 Community Integration Program that are associated with any relocations made
20 under section 46.277 (5) (g) of the statutes, as affected by this act, including the
21 average expenditures by individual and collective expenditures.

22 (b) The nature and duration of the community placements made under section
23 46.277 (5) (g) of the statutes, as affected by this act.

24 (c) The impact of the relocations made under section 46.277 (5) (g) of the
25 statutes, as affected by this act, on the health and safety of individuals relocated,

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1 utilization of services allowable under the Medical Assistance Program, and the
2 costs of providing Medical Assistance Program services per individual.

3 (d) The savings, if any, generated as the result of the relocations authorized
4 under section 46.277 (5) (g) of the statutes, as affected by this act, including the
5 average savings generated per relocation and total savings.

6 (12s) TRANSFER OF ALCOHOL AND DRUG COUNSELOR CERTIFICATION.

7 (a) *Certified alcohol and drug counselors.* Except as provided in paragraph
8 (am), all of the following individuals who are certified under the following titles
9 under the requirements of section HFS 75.02 (84) (a) of the Wisconsin
10 Administrative Code immediately before the effective date of this paragraph are
11 certified as follows under section 440.75 of the statutes, as created by this act:

12 1. If certified as a registered alcohol and drug counselor I, certified as a basic
13 substance abuse counselor.

14 2. If certified as a certified alcohol and drug counselor II, certified as an
15 intermediate substance abuse counselor.

16 3. If certified as a certified alcohol and drug counselor III or as a certified alcohol
17 and drug counselor–D, certified as an independent substance abuse counselor.

18 4. If certified as a registered clinical supervisor, certified as a basic clinical
19 supervisor.

20 5. If certified as a certified clinical supervisor I, certified as an intermediate
21 clinical supervisor.

22 6. If certified as a certified clinical supervisor II or certified clinical
23 supervisor–G, certified as an independent clinical supervisor.

24 7. If certified as a certified prevention professional, certified as a prevention
25 specialist.

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1 (am) *Exception.* This subsection does not apply to a physician, as defined in
2 section 448.01 (5) of the statutes, who specializes in psychiatry, a clinical social
3 worker, as defined in section 457.01 (1r) of the statutes, or a licensed psychologist,
4 as defined in section 455.01 (4) of the statutes, who practices as a substance abuse
5 clinical supervisor or provides substance abuse counseling, treatment, or prevention
6 services within the scope of his or her licensure.

7 (b) *Rules and orders.* All rules of the department of health and family services
8 regulating certification of alcohol and drug counselors, as determined by the
9 secretary of administration, that are in effect immediately before the effective date
10 of this paragraph are void on the effective date of this paragraph. All orders of the
11 department of health and family services regulating certified alcohol and drug
12 counselors, as determined by the secretary of administration, that are in effect on the
13 effective date of this paragraph remain in effect until their specified expiration date
14 or until modified or rescinded by the department of regulation and licensing.

15 (c) *Assets and liabilities.* On the effective date of this paragraph, the assets and
16 liabilities of the department of health and family services relating to the certification
17 of alcohol and drug counselors, as determined by the secretary of administration,
18 shall become the assets and liabilities of the department of regulation and licensing.

19 (d) *Tangible personal property.* On the effective date of this paragraph, all
20 tangible personal property, including records, of the department of health and family
21 services relating to the certification of alcohol and drug counselors, as determined
22 by the secretary of administration, is transferred to the department of regulation and
23 licensing.

24 (e) *Contracts.* All contracts entered into by the department of health and family
25 services relating to the certification of alcohol and drug counselors in effect on the

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 effective date of this paragraph remain in effect and are transferred to the
2 department of regulation and licensing. The department of regulation and licensing
3 shall carry out any obligations under such a contract until the contract is modified
4 or rescinded by the department of regulation and licensing to the extent allowed
5 under the contract.

6 (f) *Pending matters.* Any matter pending with the department of health and
7 family services relating to the regulation of alcohol and drug counselors on the
8 effective date of this paragraph is transferred to the department of regulation and
9 licensing and all materials submitted to or actions taken by the department of health
10 and family services with respect to the pending matter are considered as having been
11 submitted to or taken by the department of regulation and licensing.

12 (13f) REPORT ON ALTERNATIVE FUNDING FOR REFUGEE FAMILY STRENGTHENING
13 PROJECT. No later than January 1, 2006, the department of health and family
14 services, in cooperation with the recipients under the Refugee Family Strengthening
15 Project of grants under section 46.95 of the statutes, as affected by this act, in fiscal
16 year 2004–05, shall report to the joint committee on finance on alternative funding
17 sources for the Refugee Family Strengthening Project.

18 (13g) REPORT REGARDING EVIDENCE-BASED PRACTICES FOR TREATMENT IN DRUG
19 OFFENDER DIVERSION PROGRAMS. By December 31, 2006, the department of health and
20 family services shall submit a report to the chief clerk of each house of the legislature,
21 for distribution to the appropriate standing committees under section 13.172 (3) of
22 the statutes, regarding how it determined, under section 16.964 (12) (c) 4. of the
23 statutes, as created by this act, what are the evidence-based practices in substance
24 abuse and mental health treatment.

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1 (13n) REPORT ON CAPPING NUMBER OF PRESCRIPTION DRUGS PER RECIPIENT UNDER
2 PUBLIC ASSISTANCE PROGRAMS. By July 1, 2006, the department of health and family
3 services shall submit a report to the joint committee on finance and, in the manner
4 provided under section 13.172 (3) of the statutes, the appropriate standing
5 committees of the legislature that includes an estimate of any savings that would
6 accrue under the Medical Assistance program, the Badger Care health care program,
7 and the program under section 49.688 of the statutes and any costs that would be
8 incurred by the department or providers as a result of requiring prior authorization
9 under these programs for a brand name prescription drug if the recipient has already
10 received 5 or more covered brand name prescription drugs in the preceding 30 days.

11 (13p) HEALTH INSURANCE RISK-SHARING PLAN; ADMINISTRATOR CONTRACT.

12 (a) Because the legislature has determined that it is in the best interest of the
13 Health Insurance Risk-Sharing Plan to have the organization formed under section
14 149.11 (1) of the statutes, as affected by this act, administer the Health Insurance
15 Risk-Sharing Plan, the department of health and family services shall immediately
16 give written notice to the plan administrator under section 149.16, 2003 stats.,
17 terminating the contract between the department of health and family services and
18 the plan administrator 180 days after the notice is given.

19 (b) Notwithstanding the treatment of sections 149.12 (1) and (1m) and 149.16
20 of the statutes, as affected by this act, the organization formed under section 149.11
21 (1) of the statutes, as affected by this act, shall enter into a contract with the plan
22 administrator under section 149.16, 2003 stats., that has the same terms and
23 conditions as the contract under paragraph (a) and under which the plan
24 administrator has the same rights, duties, and obligations as it had under the
25 contract under paragraph (a) and the organization has the same rights, duties, and

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 obligations as the department of health and family services had under the contract
2 under paragraph (a). The contract under this paragraph shall have a term beginning
3 on the date on which the contract under paragraph (a) is terminated under
4 paragraph (a). The department of health and family services, the plan
5 administrator, and the organization shall cooperate with one another to ensure that
6 the administration of the Health Insurance Risk-Sharing Plan continues without
7 interruption after the termination of the contract under paragraph (a) and the
8 commencement of the contract under this paragraph.

9 (13w) MANAGED CARE EXPANSION; REPORT. By January 1, 2007, the department
10 of health and family services shall submit to the joint committee on finance a report
11 that specifies all of the following:

12 (a) The status of the initiatives to enroll for services in managed care plans
13 those recipients of Medical Assistance who are eligible for the Supplemental Security
14 Income program and to expand managed care services for low-income families. The
15 report shall include information that compares the assumptions regarding managed
16 care plan enrollments and cost savings under the Medical Assistance program that
17 are contained in the documents of the department of administration that accompany
18 2005 Assembly Bill 100 with the managed care plan enrollments and cost savings
19 realized before July 1, 2006, and with the managed care plan enrollments and cost
20 savings projected to occur before July 1, 2007.

21 (b) Any initiatives other than those specified in paragraph (a) that were
22 assumed under the initiatives specified in paragraph (a) and that have been
23 implemented by the department of health and family services to realize cost savings
24 under the Medical Assistance program.

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1 (14k) PROHIBITION AGAINST LIMITATIONS ON MEDICAL ASSISTANCE REIMBURSEMENT
2 FOR PSYCHOTROPIC MEDICATIONS. During the 2005–07 fiscal biennium, the department
3 of health and family services may not impose new limitations on reimbursement
4 under the Medical Assistance Program, Badger Care, or the program under section
5 49.688 of the statutes for psychotropic medications, other than stimulants and
6 related agents or selective serotonin reuptake inhibitors, that are prescribed to treat
7 a mental illness.

8 (14p) REPORT ON PHYSICIAN PRESCRIBING PRACTICES UNDER MEDICAL ASSISTANCE.
9 By January 1, 2006, the department of health and family services shall submit to the
10 joint committee on finance and, in the manner provided under section 13.172 (3) of
11 the statutes, the appropriate standing committees of the legislature a report that
12 includes the following information for each physician who is a certified provider of
13 Medical Assistance, concerning prescriptions written by the physician in fiscal year
14 2004–05 for recipients of the Medical Assistance Program or Badger Care:

15 (a) The percentage of the prescriptions written for generic drugs and the
16 percentage written for nongeneric drugs.

17 (b) The number and percentage of the prescriptions that required prior
18 authorization.

19 (c) Of the prescriptions written for drugs for which a generic drug was
20 available, the number and percentage that specified a nongeneric drug.

21 (14x) INMATE MENTAL HEALTH SERVICES PILOT PROGRAM.

22 (a) The department of health and family services shall in state fiscal year
23 2006–07 provide reimbursement for the provision of Medical
24 Assistance–reimbursable services to up to 12 eligible inmates with severe and
25 persistent mental illness following release from the Wisconsin Resource Center.

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 Services provided to participants under the program under this subsection shall
2 include all of the following:

- 3 1. Intensive case management, treatment, and support services.
- 4 2. Access to safe, secure residences.
- 5 3. Medication and medication monitoring.
- 6 4. Mental health counseling and other mental health treatment interventions,
7 as appropriate.
- 8 5. Alcohol and other drug abuse treatment.
- 9 6. Vocational rehabilitation services.
- 10 7. Social skills training.
- 11 8. Educational and skill-based training, as appropriate.

12 (b) A program participant under this subsection shall be assigned a case
13 manager 6 months before release, who will do all the following:

- 14 1. Apply for Medical Assistance on behalf of the participant 6 months before
15 release.
- 16 2. Together with the participant's probation and parole agent, develop a
17 comprehensive treatment and supervision plan for reentry into the community,
18 under which all services will be available upon the participant's release and which
19 shall be updated at least every 6 months and more frequently if necessary.
- 20 3. Complete progress notes every 3 months.

21 (c) Under the program under this subsection, the department of health and
22 family services and the department of corrections shall seek to do all of the following:

- 23 1. Create programmatic continuity among institutional, community
24 correctional, and community-based providers to enhance communication,

ENGROSSED ASSEMBLY BILL 100**SECTION 9121**

1 coordination, and planning for offenders with severe and persistent mental illness
2 who are scheduled for release from the Wisconsin Resource Center.

3 2. Ensure that mental health services that are necessary for successful
4 reintegration are not interrupted.

5 3. Enhance the availability and coordination of community-based services.

6 4. Increase opportunities for employment and residential stability of released
7 inmates.

8 5. Reduce reconvictions and rates of prison return.

9 (d) The department of corrections and the department of health and family
10 services shall coordinate supervision services for participants in the program under
11 this subsection.

12 (e) The department shall conduct a comprehensive evaluation of the program
13 under this subsection, including data collection, analysis, and an annual report.

14 **SECTION 9122. Nonstatutory provisions; higher educational aids**
15 **board.**

16 **SECTION 9123. Nonstatutory provisions; historical society.**

17 **SECTION 9124. Nonstatutory provisions; Housing and Economic**
18 **Development Authority.**

19 **SECTION 9125. Nonstatutory provisions; insurance.**

20 **SECTION 9126. Nonstatutory provisions; investment board.**

21 **SECTION 9127. Nonstatutory provisions; joint committee on finance.**

22 **SECTION 9128. Nonstatutory provisions; judicial commission.**

23 **SECTION 9129. Nonstatutory provisions; justice.**

24 **SECTION 9130. Nonstatutory provisions; legislature.**

25 (1) APPROPRIATION LAPSES AND REESTIMATES.

ENGROSSED ASSEMBLY BILL 100**SECTION 9130**

1 (a) In this subsection, “state operations” means all purposes except aids to
2 individuals and organizations and local assistance.

3 (b) The cochairpersons of the joint committee on legislative organization shall
4 take actions during the 2005–07 fiscal biennium to ensure that from general purpose
5 revenue appropriations for state operations to the legislature under section 20.765
6 of the statutes, as affected by this act, an amount equal to a total of \$4,675,000 in
7 fiscal year 2005–06 and a total of \$4,675,000 in fiscal year 2006–07 are lapsed from
8 sum certain appropriation accounts or are subtracted from the expenditure
9 estimates for any other types of appropriations, or both.

10 (c) The cochairpersons of the joint committee on legislative organization shall
11 take actions during the 2005–07 fiscal biennium to ensure that the authorized FTE
12 positions for the legislature are decreased by a total of 38.0 FTE positions from the
13 FTE position level that is authorized for the legislature on the effective date of this
14 subsection.

15 (2q) AUDIT OF ELECTIONS BOARD INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS.
16 The joint legislative audit committee is requested to direct the legislative audit
17 bureau to conduct a performance evaluation audit of the most recent information
18 technology development projects undertaken by the elections board, including the
19 project to create a statewide voter registration system and the project to create a
20 State of Wisconsin Elections Board Information System. If the audit is performed,
21 the bureau is requested to file a report of its findings as provided in section 13.94 (1)
22 (b) of the statutes.

23 **SECTION 9131. Nonstatutory provisions; lieutenant governor.**

24 **SECTION 9132. Nonstatutory provisions; lower Wisconsin state**
25 **riverway board.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9133**

1 **SECTION 9133. Nonstatutory provisions; Medical College of Wisconsin.**

2 **SECTION 9134. Nonstatutory provisions; military affairs.**

3 **SECTION 9135. Nonstatutory provisions; natural resources.**

4 (2e) STUDY OF CLADAPHORA IN LAKE MICHIGAN. The department of natural
5 resources shall make a grant of \$25,000 during the 2005–07 fiscal biennium from the
6 appropriation account under section 20.370 (4) (mq) of the statutes, as affected by
7 this act, to Manitowoc County for a study of Cladaphora algae in Lake Michigan at
8 Hika Bay. The study may include monitoring of Fischer Creek and Point Creek in
9 Manitowoc County.

10 (3) TURKEY HUNTING APPROVALS; RULES. Using the procedure under section
11 227.24 of the statutes, the department of natural resources may promulgate rules
12 implementing section 29.164 of the statutes, as affected by this act, for the period
13 before the date on which permanent rules take effect, but not to exceed the period
14 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
15 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural
16 resources is not required to provide evidence that promulgating a rule under this
17 subsection as an emergency rule is necessary for the preservation of the public peace,
18 health, safety, or welfare and is not required to provide a finding of emergency for a
19 rule promulgated under this subsection.

20 (4k) AIR PERMIT REPORT. No later than December 15, 2006, the department of
21 natural resources shall submit a report to the joint committee on finance that does
22 all of the following:

23 (a) Describes the department's progress on implementing changes in the air
24 pollution permitting program made by 2003 Wisconsin Act 118 and on the

ENGROSSED ASSEMBLY BILL 100**SECTION 9135**

1 development of an information technology system for the air pollution permitting
2 program.

3 (b) States the number of sources for which operation permits are required
4 under section 285.60 of the statutes but not federal law that are covered by
5 registration permits, general permits, and operation permits that are not
6 registration permits or general permits.

7 (c) States, for sources for which operation permits are required under section
8 285.60 of the statutes but not federal law, the average number of days from receipt
9 of a complete application until the department issues a determination of coverage
10 under a registration permit, the average number of days from receipt of a complete
11 application until the department issues a determination of coverage under a general
12 permit, and the average number of days from receipt of a complete application until
13 issuance of an operation permit that is not a registration permit or general permit.

14 (d) Includes an analysis of the costs of the air pollution permitting program and
15 the revenues necessary to run the program after the changes described in paragraph
16 (a) are fully implemented.

17 (4p) EMERGENCY RULES FOR FEES FOR MANAGED FOREST LAND PLANS. Using the
18 procedure under section 227.24 of the statutes, the department of natural resources
19 shall promulgate the rule required under section 77.82 (2m) (am) of the statutes, as
20 created by this act, for the period before the effective date of the permanent rule
21 promulgated under section 77.82 (2m) (am) of the statutes, as created by this act, but
22 not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.
23 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department
24 of natural resources is not required to provide evidence that promulgating a rule
25 under this subsection as an emergency rule is necessary for the preservation of the

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1 public peace, health, safety, or welfare and is not required to provide a finding of
2 emergency for a rule promulgated under this subsection.

3 (4q) HUNTER EDUCATION; RULES. Using the procedure under section 227.24 of the
4 statutes, the department of natural resources may promulgate the rule required
5 under section 29.591 (3) of the statutes, as affected by this act, for the period before
6 the date on which the permanent rule takes effect, but not to exceed the period
7 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
8 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural
9 resources is not required to provide evidence that promulgating a rule under this
10 subsection as an emergency rule is necessary for the preservation of the public peace,
11 health, safety, or welfare and is not required to provide a finding of emergency for a
12 rule promulgated under this subsection.

13 (4w) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of
14 natural resources shall provide in fiscal year 2005–06, from the appropriation under
15 section 20.370 (5) (cq) of the statutes, as affected by this act, \$250,000 to the
16 Southeastern Wisconsin Fox River commission. The commission may use this
17 funding for activities that are required or authorized under subchapter VI of chapter
18 33 of the statutes and that are consistent with the commission's implementation
19 plan. The activities for which this funding is utilized may include the activities
20 required under section 33.56 (1), (2), and (3) of the statutes.

21 (5c) MARSH RESTORATION. The department of natural resources shall identify
22 10 state-owned wildlife wetland areas in the state that are critical to waterfowl
23 breeding, production, staging, and hunting. By August 30, 2006, the department of
24 natural resources shall prepare and submit a qualitative and quantitative baseline
25 assessment of the identified marshes, describing the vegetation, wildlife use, water

ENGROSSED ASSEMBLY BILL 100**SECTION 9135**

1 quality, water chemistry, hunting success, and public use to the appropriate standing
2 committees of the legislature in the manner provided under section 13.172 (3) of the
3 statutes and to the members of the joint committee on finance. The department of
4 natural resources shall develop marsh restoration goals based on the findings
5 included in the assessment and include a proposal to contract with nongovernmental
6 agencies to meet those goals in its 2007–09 budget submittal to the governor.

7 (5p) PAPER INDUSTRY HALL OF FAME. From the appropriation under section 20.370
8 (5) (ax) of the statutes, as created by this act, the department of natural resources
9 shall provide \$100,000 in fiscal year 2006–07 to the Paper Industry International
10 Hall of Fame, Inc., in the city of Appleton for the development and operation of an
11 exhibit in the hall known as the Paper Discovery Center.

12 (5q) SUBMISSION OF PLAN CONCERNING CERTAIN PUBLIC LANDS. No later than
13 February 1, 2006, the department of natural resources shall submit to the governor
14 and to the members of the joint committee on finance a plan that addresses all of the
15 following:

16 (a) The sales status, as of December 31, 2005, of all public lands subject to
17 purchase by the state under section 24.59 (1) of the statutes, as created by this act.

18 (b) The department of natural resource's long term acquisition, retention, and
19 disposal plan for land purchased by the state under section 24.59 (1) of the statutes,
20 as created by this act.

21 (c) Identification of those lands purchased by the state under section 24.59 (1)
22 of the statutes, as created by this act, that the department of natural resources
23 determines can be incorporated into its land and forestry programs and activities
24 and identification of those lands that it determines cannot be incorporated into its
25 land and forestry programs and activities. If the department of natural resources

ENGROSSED ASSEMBLY BILL 100**SECTION 9135**

1 identifies lands that it cannot incorporate into its land and forestry programs and
2 activities, it shall identify which of these lands might be appropriate for sale to local
3 units of government.

4 (6p) MECHANIZED EQUIPMENT TRAINING PROGRAM. From the appropriation under
5 section 20.370 (5) (ax) of the statutes, as created by this act, the department of
6 natural resources shall provide \$150,000 in fiscal year 2005–06 and \$50,000 in fiscal
7 year 2006–07 to the North Central Technical College to initiate a program, designed
8 in collaboration with the Fox Valley Technical College, to train students to use
9 mechanized equipment for the harvesting of timber.

10 **SECTION 9136. Nonstatutory provisions; public defender board.**

11 **SECTION 9137. Nonstatutory provisions; public instruction.**

12 (2n) EDUCARE CENTER OF MILWAUKEE. From the appropriation under section
13 20.255 (2) (bc) of the statutes, as affected by this act, the department of public
14 instruction shall allocate \$250,000 in the 2005–06 school year and \$750,000 in the
15 2006–07 school year to the Educare Center of Milwaukee and shall reduce the
16 amount of state aid to Milwaukee Public Schools by identical amounts.

17 (2q) SPECIAL EDUCATION STUDIES.

18 (a) The department of public instruction shall complete a study concerning the
19 distribution of special education aid on a census basis rather than a cost
20 reimbursement basis, and, by December 1, 2006, submit the study and the
21 department's recommendations to the joint committee on finance.

22 (b) The joint legislative council is requested to study the effectiveness of this
23 state's special education policy and funding, including a review of statewide data and
24 historical trends, an examination of funding sources, and a survey of national reform
25 efforts. If the joint legislative council conducts the study, the joint legislative council

ENGROSSED ASSEMBLY BILL 100**SECTION 9137**

1 shall report its findings, conclusions, and recommendations to the legislature in the
2 manner provided under section 13.172 (2) of the statutes by January 1, 2007.

3 (3m) OPEN ENROLLMENT PROGRAM. By March 1, 2006, the department of public
4 instruction shall submit to the governor and the joint committee on finance a report
5 on the feasibility and cost of developing and implementing a statewide
6 Internet-based application and reporting system for the open enrollment program
7 under section 118.51 of the statutes.

8 (3q) SECOND CHANCE PARTNERSHIP. From the appropriation under section
9 20.255 (2) (cf) of the statutes, as affected by this act, the department of public
10 instruction shall pay \$190,000 in each of the 2005–06 and 2006–07 fiscal years to the
11 Second Chance Partnership, a nonprofit corporation, to create a pilot work-based
12 learning program in which children at risk participate in apprenticeships while
13 earning high school diplomas. No more than 32 pupils may participate in the
14 program.

15 (4p) REVENUE LIMIT COMPUTATION. Notwithstanding section 121.91 (2m) of the
16 statutes, as affected by this act, for the purpose of calculating the revenue limit for
17 the 2005–06 school year of any school district in which a charter school established
18 under section 118.40 (2r) of the statutes, as affected by this act, is located, the school
19 district's base revenue from the 2004–05 school year is increased by an amount equal
20 to the amount determined by multiplying the number of pupils who in the 2004–05
21 school year attended a charter school under section 118.40 (2r) of the statutes that
22 was located in the school district by the amount paid by the state for each such pupil
23 under section 118.40 (2r) of the statutes.

24 **SECTION 9138. Nonstatutory provisions; public lands, board of**
25 **commissioners of.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9139**

1 **SECTION 9139. Nonstatutory provisions; public service commission.**

2 **SECTION 9140. Nonstatutory provisions; regulation and licensing.**

3 (1) CREDENTIAL RENEWAL FEES; RENEWAL DATE CHANGES. When preparing its
4 recommendations under section 440.03 (9) (b) of the statutes, as affected by this act,
5 for changes to fees under section 440.08 (2) (a) of the statutes, as affected by this act,
6 for credential renewals in the 2007–09 biennium, the department of regulation and
7 licensing shall consider whether to reduce or increase the fees based on the changes
8 to the renewal deadlines made by this act.

9 (1m) INITIAL APPOINTMENTS; CEMETERY BOARD. Notwithstanding section 15.405
10 (3m) of the statutes, as created by this act, the initial term of 2 of the initial members
11 of the cemetery board shall be one year, the initial term of 2 of the initial members
12 shall be 2 years, and the initial term of 2 of the initial members shall be 3 years.

13 (1p) RULES AND ORDERS; CEMETERY BOARD. All rules promulgated, and all orders
14 issued, by the department of regulation and licensing relating to cemeteries that are
15 in effect on the effective date of this subsection shall become rules of the cemetery
16 board and shall remain in effect until their specified expiration dates or until
17 amended, repealed, or rescinded by the cemetery board.

18 (1q) RULES FOR SUBSTANCE ABUSE COUNSELORS, CLINICAL SUPERVISORS, AND
19 PREVENTION SPECIALISTS; STANDARDS AND QUALIFICATIONS. Using the procedure under
20 section 227.24 of the statutes, the department of regulation and licensing shall
21 promulgate the rules required under section 440.75 (2) of the statutes, as created by
22 this act, for the period before the effective date of the permanent rules promulgated
23 under section 440.75 (2) of the statutes, as created by this act, but not to exceed the
24 period authorized under section 227.24 (1) (c) and (2) of the statutes.
25 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department

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1 is not required to provide evidence that promulgating a rule under this subsection
2 as an emergency rule is necessary for the preservation of the public peace, health,
3 safety, or welfare and is not required to provide a finding of emergency for a rule
4 promulgated under this subsection.

5 (1r) SUBSTANCE ABUSE COUNSELOR, CLINICAL SUPERVISOR, AND PREVENTION
6 SPECIALIST CERTIFICATION; REVIEW OF COSTS. The department of regulation and
7 licensing shall review actual administration and enforcement costs for renewals of
8 certification for substance abuse counselors, clinical supervisors, and prevention
9 specialists and, in light of those costs, as part of the department's biennial budget
10 request for 2007–09, shall recommend any appropriate revised renewal fee for the
11 certification.

12 (2e) CREDENTIAL RENEWAL FEES FOR 2007–09 BIENNIUM; TIMEKEEPING DATA. In
13 preparing its recommendations under section 440.03 (9) (b) of the statutes, as
14 affected by this act, for changes to fees under section 440.08 (2) of the statutes, as
15 affected by this act, for credential renewals in the 2007–09 biennium, the
16 department of regulation and licensing shall utilize timekeeping data tracking the
17 allocation of staff hours to administrative and enforcement activities relating to each
18 regulated profession from the 2 most recent years in which the department collected
19 the timekeeping data for the entire year.

20 (3b) CREDENTIAL RENEWAL FEES FOR 2009–11 BIENNIUM; TIMEKEEPING DATA. In
21 preparing its recommendations under section 440.03 (9) (b) of the statutes, as
22 affected by this act, for changes to fees under section 440.08 (2) of the statutes, as
23 affected by this act, for credential renewals in the 2007–09 biennium, the
24 department of regulation and licensing shall utilize timekeeping data tracking the
25 allocation of staff hours to administrative and enforcement activities relating to each

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1 regulated profession from the 4 most recent years in which the department collected
2 timekeeping data for the entire year.

3 **SECTION 9141. Nonstatutory provisions; revenue.**

4 (1) INTERNAL REVENUE CODE. Changes to the Internal Revenue Code made by
5 P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections
6 306, 307, 308, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections
7 101, 201, 244, 336, 337, 909, and 910 of P.L. 108–357, apply to the definitions of
8 “Internal Revenue Code” in chapter 71 of the statutes at the time that those changes
9 apply for federal income tax purposes.

10 (1n) DEPARTMENT OF REVENUE STUDY; UTILITY LICENSE FEES. No later than
11 December 31, 2005, the department of revenue shall convene a study group to assess
12 the feasibility and desirability of imposing local general property taxes or their
13 equivalent on all distribution property of electric cooperatives, municipal utilities,
14 and light, heat, and power companies. The study group shall include residents of
15 communities that host public utility property; representatives of electric
16 cooperatives, municipal utilities, and light, heat, and power companies; members of
17 the public who have expertise in the taxation of power plant and transmission line
18 siting; and any other individuals who the department of revenue believes to have
19 expertise related to the study. No later than May 1, 2006, the study group shall
20 report its findings and recommendations to the legislature under section 13.172 (2)
21 of the statutes.

22 **SECTION 9142. Nonstatutory provisions; secretary of state.**

23 **SECTION 9143. Nonstatutory provisions; state employment relations,**
24 **office of.**

25 **SECTION 9144. Nonstatutory provisions; state fair park board.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9144**

1 (1f) STATE FAIR PARK BOARD EXPENDITURE PLAN.

2 (a) The state fair park board may not expend more than \$12,950,600 from the
3 appropriation under section 20.190 (1) (h) of the statutes in fiscal year 2006–07
4 except as authorized under this subsection.

5 (b) The state fair park board may submit a plan for expending more than
6 \$12,950,600 from the appropriation under section 20.190 (1) (h) of the statutes in
7 fiscal year 2006–07 to the secretary of administration. The secretary may submit the
8 plan, as submitted by the board or as modified, to the joint committee on finance by
9 the date specified by the cochairpersons of the committee for submission of requests
10 for consideration at the 2nd quarterly meeting of the committee under section 13.10
11 of the statutes in 2006.

12 (c) If the secretary of administration submits a plan under paragraph (b) and
13 the cochairpersons of the joint committee on finance do not notify the secretary
14 within 14 working days after the date of the submittal that the committee has
15 scheduled a meeting to review the plan, the state fair park board may implement the
16 plan. If the secretary of administration submits a plan under paragraph (b) and the
17 cochairpersons of the joint committee on finance notify the secretary within 14
18 working days after the date of the submittal that the committee has scheduled a
19 meeting to review the plan, the state fair park board may not implement the plan
20 until the committee approves the plan, as submitted or modified.

21 **SECTION 9145. Nonstatutory provisions; supreme court.**

22 (1) APPROPRIATION LAPSES AND REESTIMATES. The chief justice of the supreme
23 court, acting as the administrative head of the judicial system, shall take actions
24 during the 2005–07 fiscal biennium to ensure that from general purpose revenue
25 appropriations for state operations to the circuit courts under section 20.625 of the

ENGROSSED ASSEMBLY BILL 100**SECTION 9145**

1 statutes, to the court of appeals under section 20.660 of the statutes, and to the
2 supreme court under section 20.680 of the statutes, as affected by this act, an amount
3 equal to \$1,300,000 is lapsed from sum certain appropriation accounts or is
4 subtracted from the expenditure estimates for any other types of appropriations, or
5 both.

SECTION 9146. Nonstatutory provisions; technical college system.

6
7 (1f) CRIME PREVENTION CENTER. The technical college system board shall
8 allocate \$55,000 in the 2005–06 fiscal year and \$35,000 in the 2006–07 fiscal year
9 from the appropriation under section 20.292 (1) (dc) of the statutes for incentive
10 grants to Fox Valley Technical College for a crime prevention center.

(1q) TECHNICAL PREPARATION PROGRAM.

11
12 (a) The authorized FTE positions for the technical college system board are
13 increased by 4.6 FED positions, to be funded from the appropriation under section
14 20.292 (1) (m) of the statutes, for the purpose of administering the technical
15 preparation program under section 38.40 (1m) (a) of the statutes, as created by this
16 act.

17 (b) The authorized FTE positions for the technical college system board are
18 increased by 3.2 PR positions, to be funded from the appropriation under section
19 20.292 (1) (kx) of the statutes, as affected by this act, for the purpose of administering
20 the technical preparation program under section 38.40 (1m) (a) of the statutes, as
21 created by this act.

SECTION 9147. Nonstatutory provisions; tourism.**SECTION 9148. Nonstatutory provisions; transportation.**

22
23
24 (1) ELECTRONIC PROCESSING OF TITLE AND REGISTRATION APPLICATIONS. The
25 department of transportation may, prior to June 30, 2007, require certain motor

ENGROSSED ASSEMBLY BILL 100**SECTION 9148**

1 vehicle dealers to electronically process all applications for motor vehicle title and
2 registration submitted under section 342.16 (1) (a) of the statutes, as affected by this
3 act.

4 (1n) DIRECTIONAL SIGNS. Notwithstanding regulations prescribed under section
5 86.19 (2) of the statutes, the department of transportation shall, in the 2005–07
6 biennium, erect the following:

7 (a) Directional signs along I 90 in La Crosse County for the Shrine of Our Lady
8 of Guadalupe.

9 (b) Directional signs along USH 151 in the vicinity of STH 33 for Wayland
10 Academy located in Beaver Dam in Dodge County.

11 (c) Directional signs along I 94 in Waukesha County for the Waukesha County
12 Historical Society and Museum.

13 (2) HARBOR ASSISTANCE PROGRAM.

14 (a) Notwithstanding any limitation specified in section 85.095 (2) (a) or (b) of
15 the statutes, from the appropriation under section 20.866 (2) (uv) of the statutes, as
16 affected by this act, the department of transportation shall award a grant under
17 section 85.095 (2) (a) of the statutes of \$6,000,000 in the 2005–07 fiscal biennium to
18 a city in northeastern Wisconsin that has a harbor facility for the purpose of
19 constructing new boatlift facilities or improving existing boatlift facilities that serve
20 or will serve at least 2 commercial enterprises that enhance economic development
21 and will provide at least 600 new jobs in this state.

22 (b) Notwithstanding any limitation specified in section 85.095 (2) (a) or (b) of
23 the statutes, from the appropriation under section 20.866 (2) (uv) of the statutes, as
24 affected by this act, the department of transportation shall award a grant under
25 section 85.095 (2) (a) of the statutes of \$2,100,000 in the 2005–07 fiscal biennium for

ENGROSSED ASSEMBLY BILL 100**SECTION 9148**

1 a boat slip repair and reconstruction project in northeastern Wisconsin if the project
2 is necessary to retain at least 2,500 jobs in this state.

3 (c) Notwithstanding any limitation specified in section 85.095 (2) (b) of the
4 statutes, from the appropriation under section 20.866 (2) (uv) of the statutes, as
5 affected by this act, the department of transportation shall award a grant under
6 section 85.095 (2) (a) of the statutes of \$1,600,000 in the 2005–07 fiscal biennium for
7 the construction of a dockwall in the city of Marinette at the Waupaca Foundry.

8 (2q) FREIGHT RAIL PRESERVATION PROGRAM. In the 2005–07 fiscal biennium, from
9 the public debt contracted under section 20.866 (2) (uw) of the statutes, the
10 department of transportation shall allocate \$5,000,000 annually for rail
11 rehabilitation projects and \$1,000,000 annually for rail bridge projects.

12 (3f) CASSVILLE FERRY GRANT. The department of transportation shall award a
13 grant of \$30,000 annually in the 2005–07 biennium from the appropriation account
14 under section 20.395 (3) (eq) of the statutes to the operator of the Cassville
15 Mississippi River Ferry for the operations costs of the ferry.

16 (3s) SUGAR RIVER STATE TRAIL UNDERPASS.

17 (a) Except as provided in paragraph (b), in the 2005–07 biennium, the
18 Department of Transportation shall construct an underpass for the Sugar River
19 State Trail at the intersection of the trail with STH 69 in the village of New Glarus
20 in Green County when the Department of Transportation rehabilitates that section
21 of STH 69.

22 (b) If the village of new Glarus agrees with the department of transportation
23 that a lower cost improvement project would provide substantially similar safety
24 enhancements as the project described in par. (a), the department of transportation

ENGROSSED ASSEMBLY BILL 100**SECTION 9148**

1 may construct the lower cost improvement project instead of constructing the project
2 described in par. (a).

3 (3t) SAFETY IMPROVEMENT STUDY. In the 2005–07 biennium, the department of
4 transportation shall conduct an engineering study of the segment of STH 58 in Sauk
5 County between the Sauk County/Richland County line and CTH G to determine
6 ways to improve public safety on that segment of STH 58. The department of
7 transportation shall make any changes recommended in the study to improve public
8 safety in the segment of STH 58 in Sauk County between the Sauk County/Richland
9 County line and CTH G.

10 (4f) AGENCY REQUEST RELATING TO MARQUETTE INTERCHANGE RECONSTRUCTION
11 PROJECT BONDING. Notwithstanding section 16.42 (1) of the statutes, in submitting
12 information under section 16.42 of the statutes for purposes of the 2007–09 biennial
13 budget act, the department of transportation shall include recommended reductions
14 to the appropriation under section 20.395 (3) (cr) of the statutes for each fiscal year
15 of the 2007–09 fiscal biennium reflecting the transfer from this appropriation
16 account to the appropriation account under section 20.395 (6) (au) of the statutes, as
17 created by this act, of amounts for anticipated debt service payments, in each fiscal
18 year of the 2007–09 fiscal biennium, on general obligation bonds issued under
19 section 20.866 (2) (uup) of the statutes, as created by this act.

20 (4w) PASSENGER RAIL SERVICE.

21 (a) The department of transportation may submit, in each fiscal year of the
22 2005–07 biennium, a request to the joint committee on finance to supplement the
23 appropriation under section 20.395 (2) (cr) of the statutes by up to \$572,700 in fiscal
24 year 2005–06 and up to \$629,900 in fiscal year 2006–07 from the appropriation
25 account under section 20.865 (4) (u) of the statutes for passenger rail service. Any

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1 request submitted under this paragraph shall be submitted by the due date for
2 agency requests for the joint committee on finance's second quarterly meeting under
3 section 13.10 of the statutes of the year in which the request is made. The committee
4 may supplement the appropriation under section 20.395 (2) (cr) of the statutes by up
5 to \$572,700 in fiscal year 2005–06 and up to \$629,900 in fiscal year 2006–07 from the
6 appropriation account under section 20.865 (4) (u) of the statutes for passenger rail
7 service and, notwithstanding section 13.101 (3) of the statutes, the committee is not
8 required to find that an emergency exists prior to making the supplementation.

9 (b) If the joint committee on finance determines that the moneys provided
10 under section 20.395 (2) (cr) and (cx) of the statutes are sufficient for passenger rail
11 service in any fiscal year of the 2005–07 biennium, the committee may:

12 1. Supplement, by up to to \$572,700 in fiscal year 2005–06 and up to \$629,900
13 in fiscal year 2006–07 from the appropriation account under section 20.865 (4) (u) of
14 the statutes, other department of transportation appropriations. Notwithstanding
15 section 13.101 (3) of the statutes, the committee is not required to find that an
16 emergency exists prior to making the supplementation.

17 2. Transfer moneys from the appropriation account under section 20.395 (2)
18 (cx) of the statutes that are not needed for passenger rail services to other
19 department of transportation appropriations. Notwithstanding section 13.101 (4) of
20 the statutes, the committee is not required to find, prior to making the transfer, that
21 unnecessary duplication of functions can be eliminated, more efficient and effective
22 methods for performing programs will result, or legislative intent will be more
23 effectively carried out because of such transfer.

24 (c) If the committee approves a supplement under paragraph (a), the committee
25 may supplement, by the amount by which the supplement it approves under

ENGROSSED ASSEMBLY BILL 100**SECTION 9148**

1 paragraph (a) is less than \$572,700 in fiscal year 2005–06 or \$629,900 in fiscal year
2 2006–07, other department of transportation appropriations. Notwithstanding
3 section 13.101 (3) of the statutes, the committee is not required to find that an
4 emergency exists prior to making the supplementation.

5 (d) If, in considering a request made under paragraph (a), the joint committee
6 on finance determines that \$572,700 in fiscal year 2005–06 or \$629,900 in fiscal year
7 2006–07 is not sufficient to fund passenger rail service, the committee may
8 supplement the appropriation account under section 20.395 (2) (cr) of the statutes,
9 from the appropriation under section 20.865 (4) (u) of the statutes, by an amount that
10 would not cause the transportation fund to have a negative balance.
11 Notwithstanding section 13.101 (3) of the statutes, the committee is not required to
12 find that an emergency exists prior to making the supplementation.

13 (5f) VILLAGE OF OREGON STREETSCAPING PROJECT. In the 2005–07 fiscal biennium,
14 from the appropriation under section 20.395 (2) (nx) of the statutes, the department
15 of transportation shall award a grant under section 85.026 (2) of the statutes of
16 \$484,000 to the village of Oregon in Dane County for a streetscaping project on Main
17 Street and Janesville Street in the village of Oregon if the village of Oregon
18 contributes funds for the project that at least equal 20 percent of the costs of the
19 project.

20 (5g) CHIPPEWA COUNTY CROSSING AND RAMP. In the 2005–07 fiscal biennium, from
21 the appropriation under section 20.395 (2) (nx) of the statutes, the department of
22 transportation shall award a grant under section 85.026 (2) of the statutes of \$80,000
23 to Chippewa County for the construction of a pedestrian–railroad crossing and
24 handicap–accessible ramp related to the Ray’s Beach revitalization project on Lake

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1 Wissota in Chippewa County if Chippewa County contributes funds for the project
2 that at least equal 20 percent of the costs of the project.

3 (5h) VILLAGE OF WESTON BICYCLE-PEDESTRIAN BRIDGE. In the 2005–07 fiscal
4 biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the
5 department of transportation shall award a grant under section 85.026 (2) of the
6 statutes of \$576,000 to the village of Weston in Marathon County for the construction
7 of a bicycle–pedestrian bridge over STH 29 adjacent to Birch Street and the Weston
8 Regional Medical Center in the village of Weston if the village of Weston contributes
9 funds for the project that at least equal 20 percent of the costs of the project.

10 (6n) EISNER AVENUE PROJECT IN SHEBOYGAN COUNTY. Notwithstanding
11 limitations on the amount and use of aids provided under section 86.31 of the
12 statutes, as affected by this act, or on eligibility requirements for receiving aids
13 under section 86.31 of the statutes, as affected by this act, the department of
14 transportation shall award a grant of \$500,000 in the 2005–07 fiscal biennium to the
15 city of Sheboygan in Sheboygan County for the rehabilitation of Eisner Avenue in
16 Sheboygan County if the city of Sheboygan and the town of Sheboygan in Sheboygan
17 County reach an agreement on the amount of funds to be contributed by each toward
18 the total local share of the project costs. Payment of the grant under this subsection
19 shall be made from the appropriation under section 20.395 (2) (ft) of the statutes, as
20 created by this act, equally from funds allocated under section 86.31 (3m) of the
21 statutes, as affected by this act, and from funds allocated under section 86.31 (3r) of
22 the statutes, as affected by this act, and is in addition to the city of Sheboygan's
23 entitlement, as defined in section 86.31 (1) (ar) of the statutes, to aids under section
24 86.31 of the statutes, as affected by this act.

ENGROSSED ASSEMBLY BILL 100**SECTION 9148**

1 (7f) REQUEST FOR ENGINEERING POSITIONS TRANSFER FOR 2006–07. The department
2 of transportation may submit a request to the joint committee on finance under
3 section 13.10 of the statutes to reallocate not more than 6.0 engineering positions in
4 fiscal year 2006–07 to other position types that support the department of
5 transportation’s highway delivery functions.

6 **SECTION 9149. Nonstatutory provisions; treasurer.**

7 **SECTION 9150. Nonstatutory provisions; University of Wisconsin**
8 **Hospitals and Clinics Authority.**

9 **SECTION 9151. Nonstatutory provisions; University of Wisconsin**
10 **Hospitals and Clinics Board.**

11 **SECTION 9152. Nonstatutory provisions; University of Wisconsin**
12 **System.**

13 (1) OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION TESTING.

14 (a) *Positions and employees.*

15 1. The authorized FTE positions for the department of health and family
16 services, funded from the appropriations under section 20.435 (1) (a), (gm), and (m)
17 of the statutes, as affected by this act, are decreased by 9.5 FTE positions, for the
18 purpose of providing occupational safety and health administration testing.

19 3. The authorized FTE positions for the state laboratory of hygiene, funded
20 from the appropriation under section 20.285 (1) (fd) of the statutes, are increased by
21 0.95 FTE position, for the purpose of providing occupational safety and health
22 administration testing.

23 4. The authorized FTE positions for the state laboratory of hygiene, funded
24 from the appropriation under section 20.285 (1) (i) of the statutes, as affected by this

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1 act, are increased by 0.5 FTE position, for the purpose of providing occupational
2 safety and health administration testing.

3 5. The authorized FTE positions for the state laboratory of hygiene, funded
4 from the appropriation under section 20.285 (1) (m) of the statutes, are increased by
5 11.55 FTE positions, for the purpose of providing occupational safety and health
6 administration testing.

7 6. All incumbent employees in the department of health and family services
8 who perform occupational safety and health administration testing are transferred
9 on the effective date of this subdivision to the state laboratory of hygiene. Employees
10 transferred under this subdivision have all the rights and the same status under
11 subchapter V of chapter 111 and chapter 230 of the statutes in the employment
12 commission that they enjoyed before the transfer. Notwithstanding section 230.28
13 (4) of the statutes, no employee so transferred who has attained permanent status
14 in class must serve a probationary period.

15 (b) *Tangible personal property.* On the effective date of this paragraph, all
16 tangible personal property, including records, that relates to occupational safety and
17 health administration testing of the department of health and family services is
18 transferred to the state laboratory of hygiene.

19 (c) *Contracts.* All contracts entered into by the department of health and family
20 services that relate to occupational safety and health administration testing and
21 that are in effect on the effective date of this paragraph remain in effect and are
22 transferred to the state laboratory of hygiene. The state laboratory of hygiene shall
23 carry out any obligations under such a contract until the state laboratory of hygiene
24 modifies or rescinds the contract to the extent allowed.

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1 (3) PLAN TO ELIMINATE POSITIONS. By May 30, 2006, the Board of Regents of the
2 University of Wisconsin System shall submit to the secretary of administration for
3 his or her approval a plan to eliminate 200 administrative positions within the
4 University of Wisconsin System, specified by position classification and location.
5 Notwithstanding section 16.505 (2p) of the statutes, the Board of Regents of the
6 University of Wisconsin System may not during the 2006–07 fiscal year create any
7 full–time equivalent academic staff or faculty positions from revenues appropriated
8 under section 20.285 (1) (a) of the statutes until the secretary of administration
9 approves the plan.

10 (4) ALLOCATION OF FUNDS. Of moneys appropriated under section 20.285 (1) (a)
11 of the statutes for the 2006–07 fiscal year, the Board of Regents of the University of
12 Wisconsin System shall allocate \$105,000 for the University of Wisconsin–Fox Valley
13 engineering initiative and \$500,000 for implementing the recommendations of the
14 committee on baccalaureate expansion. Of moneys appropriated under section
15 20.285 (1) (a) of the statutes for both the 2005–06 and 2006–07 fiscal years, the Board
16 of Regents shall allocate \$378,300 for the University of Wisconsin–Rock County
17 engineering initiative.

18 (5) SALE OF REAL PROPERTY. If the Board of Regents of the University of
19 Wisconsin System sells any real property under its jurisdiction prior to July 1, 2007,
20 the board shall credit the net proceeds of the sale to the appropriation account under
21 section 20.285 (1) (iz) of the statutes, as affected by this act, except that if there is any
22 outstanding public debt used to finance the acquisition, construction, or
23 improvement of any property that is sold, the board shall deposit a sufficient amount
24 of the net proceeds from the sale of the property in the bond security and redemption
25 fund under section 18.09 of the statutes to repay the principal and pay the interest

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1 on the debt, and any premium due upon refunding any of the debt. If the property
2 was acquired, constructed, or improved with federal financial assistance, the board
3 shall pay to the federal government any of the net proceeds required by federal law.
4 If the property was acquired by gift or grant or acquired with gift or grant funds, the
5 board shall adhere to any restriction governing use of the proceeds.

6 (6q) ENERGY COSTS STUDY. By January 1, 2006, the Board of Regents of the
7 University of Wisconsin System and the department of administration shall submit
8 a joint report to the building commission concerning the apportionment of energy
9 costs for buildings used, owned, or leased by the University of Wisconsin System,
10 including the allocation of federal and private funding for energy costs.

11 (6r) TASK FORCE ON UNIVERSITY OF WISCONSIN-WAUKESHA.

12 (a) There is created a task force to study and develop an implementation plan
13 under paragraph (b) for the transformation of the University of
14 Wisconsin-Waukesha into a campus of the University of Wisconsin-Milwaukee. The
15 task force shall consist of one representative of the University of
16 Wisconsin-Milwaukee, one representative of the University of
17 Wisconsin-Waukesha, one student enrolled at the University of
18 Wisconsin-Milwaukee, and one student enrolled at the University of
19 Wisconsin-Waukesha, all appointed by the University of Wisconsin System
20 president; one representative of the Waukesha County Technical College, appointed
21 by the Technical College System president; 2 representatives of Waukesha County
22 government, one of whom is appointed by the Waukesha county executive and the
23 other of whom is appointed by the Waukesha county board chairperson; and 2
24 representatives of the Waukesha County business community, appointed by the
25 Waukesha county executive. The task force shall select a chairperson.

ENGROSSED ASSEMBLY BILL 100**SECTION 9152**

1 (b) The implementation plan shall include recommendations regarding all of
2 the following:

3 1. Maintaining the accessibility and affordability mission of the University of
4 Wisconsin–Waukesha.

5 2. Increasing the number of 4–year baccalaureate and the number of graduate
6 degrees awarded by the University of Wisconsin–Waukesha.

7 3. Determining the academic programs necessary to meet the needs of the
8 economy in the area surrounding the University of Wisconsin–Waukesha.

9 4. Addressing issues regarding the assumption of assets and liabilities of the
10 University of Wisconsin–Waukesha.

11 5. Resolving outstanding employment issues.

12 (c) By January 1, 2007, the task force shall submit the plan under paragraph
13 (b) to the joint committee on finance. If the cochairpersons of the committee do not
14 notify the task force within 14 working days after the date of the plan’s submittal that
15 the committee has scheduled a meeting to review the plan, the plan may be
16 implemented as proposed. If, within 14 working days after the date of the plan’s
17 submittal, the cochairpersons of the committee notify the task force that the
18 committee has scheduled a meeting to review the plan, the plan may be implemented
19 only upon the approval of the committee.

20 (d) The Board of Regents of the University of Wisconsin System shall merge the
21 University of Wisconsin–Waukesha into the campus of the University of
22 Wisconsin–Milwaukee pursuant to a plan approved by the joint committee on
23 finance under paragraph (c), no later than July 1, 2007.

24 (7f) COLLABORATION STUDY. By March 1, 2006, the Board of Regents of the
25 University of Wisconsin System shall submit a report to the joint committee on

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1 finance and to the standing committees on higher education in the assembly and the
2 senate on possible collaborative efforts between the University of
3 Wisconsin–Superior and the University of Minnesota–Duluth. The study shall
4 include all of the following:

5 (a) An analysis of the Tri–College University program involving North Dakota
6 State University, Minnesota State University at Moorhead, and Concordia College
7 in Moorhead, Minnesota, and a consideration of similar models of collaboration
8 among public universities.

9 (b) An identification of opportunities for operational cooperation or
10 consolidation that would save money for taxpayers and students.

11 (c) A determination of whether the 2 universities might benefit from
12 coordinated marketing efforts.

13 (d) An examination of whether coordination and cooperation between the 2
14 universities would increase educational offerings for their students.

15 (8m) STUDY OF BUILDING PROJECTS. By January 1, 2007, the legislative audit
16 bureau shall determine the scope of building project costs at the University of
17 Wisconsin System and prepare and submit a study to the joint legislative audit
18 committee that compares building project costs at the University of Wisconsin
19 System with building project costs at other public universities.

20 (8q) STUDY ON JOINT ACADEMIC PROGRAMS. By January 1, 2007, the Board of
21 Regents of the University of Wisconsin System and the Board of Trustees of the
22 Medical College of Wisconsin shall submit a report to the joint committee on finance
23 on the feasibility of creating joint academic programs that would reduce worker
24 shortages in fields that are critical to the economic development of southeastern
25 Wisconsin and that would establish national leadership in academic areas. If the

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1 cochairpersons of the committee do not notify the Board of Regents and the Board
2 of Trustees within 14 working days after the date of the report's submittal that the
3 committee has scheduled a meeting to review the proposed joint academic programs,
4 the joint academic programs may be implemented as proposed. If, within 14 working
5 days after the date of the report's submittal, the cochairpersons of the committee
6 notify the Board of Regents and the Board of Trustees that the committee has
7 scheduled a meeting to review the proposed joint academic programs, the programs
8 may be implemented only upon the committee's approval.

9 (9m) HIGHER EDUCATION COMMITTEE.

10 (a) There is created a committee to study the public benefits of this state's
11 public system of higher education, to expand baccalaureate degrees for this state's
12 residents, to foster economic development, to provide a research environment to
13 develop intellectual properties, and to assist in the development of new business.
14 The committee shall consist of the president of the University of Wisconsin System,
15 or his or her appointee; the chancellor of the University of Wisconsin System colleges,
16 or his or her appointee; the president of the Wisconsin Technical College System, or
17 his or her appointee; a currently enrolled University of Wisconsin System student;
18 a University of Wisconsin System alumnus, a faculty member, and a chancellor or
19 current regent, all appointed by the president of the University of Wisconsin System;
20 a currently enrolled Wisconsin Technical College System student, a president of a
21 technical college district, and a Wisconsin Technical College System board member,
22 all appointed by the president of the Wisconsin Technical College System; a business
23 leader, a former University of Wisconsin System executive officer, and a former
24 regent, all appointed by the president of the University of Wisconsin System; and 4
25 current legislators, 2 from each party and 2 from both the assembly and senate,

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1 appointed by the respective leaders of the senate and assembly. The committee shall
2 elect a chairperson from among its members, who shall call the committee's first
3 meeting.

4 (b) The committee shall complete and submit its study to the joint committee
5 on finance by August 1, 2006. The committee shall ensure that the study does at least
6 all of the following:

7 1. Addresses the issue of how colleges and universities can provide access and
8 quality education for all residents to further their human potential and ensure the
9 state's economic future.

10 2. Determines the appropriate mixture of funding to support higher education
11 in this state, including the relationship between general purpose revenue, tuition,
12 financial aid, and philanthropic support.

13 3. Continues structural improvements, efficiencies, and economies in such
14 activities as the committee on baccalaureate expansion, integration of
15 administrative structure, and collaborative arrangements between campuses.

16 4. Collaborates among all of this state's key economic, social, and educational
17 entities to achieve the intent of the Wisconsin Idea.

18 (c) The committee terminates upon submission of the study under this
19 subsection.

20 **SECTION 9153. Nonstatutory provisions; veterans affairs.**

21 (1) TUITION REIMBURSEMENT PROGRAM EMERGENCY RULES. The department of
22 veterans affairs may promulgate emergency rules under section 227.24 of the
23 statutes implementing section 45.20 of the statutes, as affected by this act.
24 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not
25 required to provide evidence that promulgating a rule under this subsection as an

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1 emergency rule is necessary for the preservation of public peace, health, safety, or
2 welfare and is not required to provide a finding of emergency for a rule promulgated
3 under this subsection.

4 (1f) PAYMENT OF CERTAIN TUITION AND PART-TIME CLASSROOM COURSES. From the
5 appropriation account under section 20.485 (2) (tf) of the statutes, the department
6 of veterans affairs may expend not more than \$1,020,000 in fiscal year 2005–06 to
7 fund payments under sections 45.25 and 45.396, 2003 stats., for course work
8 completed before July 1, 2005.

9 (2) MASSAGE THERAPISTS AND BODYWORKERS.

10 (a) *Definitions.* In this SECTION:

11 1. “Board” means the educational approval board.

12 2. “Department” means the department of regulation and licensing.

13 (b) *Transfer of transitional duties.* Any application received by the board under
14 2001 Wisconsin Act 74, section 23 (5) (a) that is pending with the board on the
15 effective date of this paragraph is transferred to the department and all materials
16 submitted to or actions taken by the board with respect to the pending application
17 are considered as having been submitted to or taken by the department.

18 (3k) ASSISTANCE TO NEEDY VETERANS AND FAMILIES EMERGENCY RULES. The
19 department of veterans affairs may promulgate an emergency rule under section
20 227.24 of the statutes implementing section 45.40 (3m) of the statutes, as affected
21 by this act. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the
22 department is not required to provide evidence that promulgating a rule under this
23 subsection as an emergency rule is necessary for the preservation of public peace,
24 health, safety, or welfare and is not required to provide a finding of an emergency for
25 a rule promulgated under this subsection.

ENGROSSED ASSEMBLY BILL 100**SECTION 9154****1 SECTION 9154. Nonstatutory provisions; workforce development.**

2 (1f) REPORT ON CERTAIN WISCONSIN WORKS RESULTS. Not later than December 1,
3 2006, the department of workforce development shall submit a report to the joint
4 committee on finance that provides information about all of the following issues
5 related to Wisconsin Works:

6 (a) The success of each Wisconsin Works agency in placing Wisconsin Works
7 participants into unsubsidized jobs.

8 (b) The wages earned by former Wisconsin Works participants.

9 (c) The job retention rate of former Wisconsin Works participants.

10 (d) The results of efforts made by the department of workforce development and
11 each Wisconsin Works agency to ensure that adequate training is provided to all staff
12 persons of the Wisconsin Works agency.

13 (e) The appropriateness and effectiveness of work, education, and training
14 activities into which Wisconsin Works participants are placed by each Wisconsin
15 Works agency.

16 (1k) CHILD CARE SUBSIDY COPAYMENTS. The department of workforce
17 development shall increase the copayment amounts specified in the copayment
18 schedule under section 49.155 (5) of the statutes by 15 percent, beginning with fiscal
19 year 2005–06.

20 (1q) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD.

21 (a) *Assets and liabilities.* On the effective date of this paragraph, all assets and
22 liabilities of the department of workforce development that are primarily related to
23 the technical preparation program administered by the governor's work-based
24 learning board that is being transferred to the technical college system board under

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1 this act, as determined by the secretary of administration, shall become the assets
2 and liabilities of the technical college system board.

3 (b) *Tangible personal property.* On the effective date of this paragraph, all
4 tangible personal property, including records, of the department of workforce
5 development that is primarily related to the technical preparation program
6 administered by the governor's work-based learning board that is being transferred
7 to the technical college system board under this act, as determined by the secretary
8 of administration, is transferred to the technical college system board.

9 (c) *Contracts.*

10 1. All contracts entered into by the department of workforce development or the
11 governor's work-based learning board that are primarily related to the technical
12 preparation program that is being transferred to the technical college system board
13 under this act, as determined by the secretary of administration, and that are in
14 effect on the effective date of this subdivision remain in effect and are transferred to
15 the technical college system board. The technical college system board shall carry
16 out any obligations under such a contract until the contract is modified or rescinded
17 by the technical college system board to the extent allowed under the contract.

18 2. All contracts entered into by the governor's work-based learning board that
19 are primarily related to the youth apprenticeship program under section 106.13,
20 2003 stats., as determined by the secretary of administration, and that are in effect
21 on the effective date of this subdivision, remain in effect and are transferred to the
22 department of workforce development. The department of workforce development
23 shall carry out any obligations under such a contract until the contract is modified
24 or rescinded by the department of workforce development to the extent allowed
25 under the contract.

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1 (d) *Rules and orders.*

2 1. All rules promulgated by the governor's work-based learning board that are
3 in effect on the effective date of this subdivision and that are primarily related to the
4 technical preparation program that is being transferred to the technical college
5 system board under this act, as determined by the secretary of administration,
6 remain in effect until their specified expiration date or until amended or repealed by
7 the technical college system board. All orders issued by the governor's work-based
8 learning board that are in effect on the effective date of this subdivision and that are
9 primarily related to the technical preparation program that is being transferred to
10 the technical college system board under this act, as determined by the secretary of
11 administration, remain in effect until their specified expiration date or until
12 modified or rescinded by the technical college system board.

13 2. All rules promulgated by the governor's work-based learning board that are
14 in effect on the effective date of this subdivision and that are primarily related to the
15 youth apprenticeship program under section 106.13, 2003 stats., as determined by
16 the secretary of administration, remain in effect until their specified expiration date
17 or until amended or repealed by the department of workforce development. All
18 orders issued by the governor's work-based learning board that are in effect on the
19 effective date of this subdivision and that are primarily related to the youth
20 apprenticeship program under section 106.13 of the statutes, as determined by the
21 secretary of administration, remain in effect until their specified expiration date or
22 until modified or rescinded by the department of workforce development.

23 (e) *Pending matters.*

24 1. Any matter pending with the governor's work-based learning board on the
25 effective date of this subdivision and that is primarily related to the technical

ENGROSSED ASSEMBLY BILL 100**SECTION 9154**

1 preparation program that is being transferred to the technical college system board
2 under this act, as determined by the secretary of administration, is transferred to the
3 technical college system board, and all materials submitted to or actions taken by the
4 governor's work-based learning board with respect to the pending matter are
5 considered as having been submitted to or taken by the technical college system
6 board.

7 2. Any matter pending with the governor's work-based learning board on the
8 effective date of this subdivision that is primarily related to the youth apprenticeship
9 program under section 106.13, 2003 stats., as determined by the secretary of
10 administration, is transferred to the department of workforce development, and all
11 materials submitted to or actions taken by the governor's work-based learning board
12 with respect to the pending matter are considered as having been submitted to or
13 taken by the department of workforce development.

14 (f) *Positions and employees.*

15 1. The authorized FTE positions for the department of workforce development,
16 funded from the appropriation under section 20.445 (7) (kb), 2003 stats., are
17 decreased by 2.44 PR positions for the purpose of eliminating the governor's
18 work-based learning board.

19 2. The authorized FTE positions for the department of workforce development,
20 funded from the appropriation under section 20.445 (7) (kx), 2003 stats., are
21 decreased by 2.16 PR positions for the purpose of eliminating the governor's
22 work-based learning board.

23 3. The authorized FTE positions for the department of workforce development,
24 funded from the appropriation under section 20.445 (7) (m), 2003 stats., are

ENGROSSED ASSEMBLY BILL 100**SECTION 9154**

1 decreased by 5.4 FED positions for the purpose of eliminating the governor's
2 work-based learning board.

3 4. On the effective date of this subdivision, all incumbent employees holding
4 the positions specified in subdivisions 1. and 2. and all incumbent employees holding
5 3.2 of the positions specified in subdivision 3. are transferred to the technical college
6 system board.

7 (g) *Employee status.* Employees transferred under paragraph (f) 4. shall have
8 the same rights and status under subchapter V of chapter 111 and chapter 230 of the
9 statutes in the technical college system board that they enjoyed in the department
10 of workforce development immediately before the transfer. Notwithstanding section
11 230.28 (4) of the statutes, no employee so transferred who has attained permanent
12 status in class is required to serve a probationary period.

13 **SECTION 9155. Nonstatutory provisions; other.**

14 “(1w) ATTORNEY POSITIONS.

15 (a) In this subsection, “state agency” means an office, commission, department,
16 independent agency, or board in the executive branch of state government, excluding
17 the Board of Regents of the University of Wisconsin System, the department of
18 employee trust funds, and the investment board.

19 (b) On June 30, 2007, 13.0 FTE attorney positions in all state agencies that are
20 vacant on that date are eliminated. If fewer than 13.0 FTE attorney positions in all
21 state agencies are vacant on June 30, 2007, there are eliminated the requisite
22 number of FTE attorney positions, as identified by the secretary of administration,
23 so that a total of 13.0 FTE attorney positions are eliminated.

24 (2) LAPSE OR TRANSFER OF CERTAIN APPROPRIATION BALANCES FROM MONEYS
25 ALLOCATED FOR LEGAL SERVICES TO THE GENERAL FUND.

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1 (a) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as
2 provided in paragraph (b), the secretary of administration shall lapse to the general
3 fund or transfer to the general fund from the unencumbered balances of the
4 appropriations to state agencies, as defined in subsection (1w) (a), other than sum
5 sufficient appropriations and appropriations of federal revenues, an amount equal
6 to \$724,900 during the 2006–07 fiscal year. The secretary of administration shall
7 lapse or transfer these moneys from allocations for agency legal services that would
8 have been provided in that fiscal year with funding from those appropriations.

9 (b) The secretary of administration may not lapse or transfer moneys to the
10 general fund from any appropriation under paragraph (a) if the lapse or transfer
11 would violate a condition imposed by the federal government on the expenditure of
12 the moneys or if the lapse or transfer would violate the federal or state constitution.

13 (3) LAPSE OR TRANSFER OF STATE OPERATIONS APPROPRIATION BALANCES TO THE
14 GENERAL FUND.

15 (a) 1. Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as
16 provided in paragraph (b), the secretary of administration shall lapse to the general
17 fund or transfer to the general fund from the unencumbered balances of state
18 operations appropriations, other than sum sufficient appropriations and
19 appropriations of federal revenues, an amount equal to \$35,500,000 during the
20 2005–07 fiscal biennium. The secretary of administration shall lapse or transfer
21 these moneys from allocations for human resources and payroll functions and for
22 server and network support, from moneys saved as a result of restructuring of
23 procurement contracts and changes to purchasing and procurement functions, and
24 from efficiencies achieved as a result of space management improvements in that
25 fiscal biennium under those appropriations.

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1 2. Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as
2 provided in paragraph (b), the secretary of administration shall lapse to the general
3 fund or transfer to the general fund from the unencumbered balances of state
4 operations appropriations, other than sum sufficient appropriations and
5 appropriations of federal revenues, an amount equal to \$55,000,000 during the
6 2007–08 fiscal year and an amount equal to \$55,000,000 during the 2008–09 fiscal
7 year. The secretary of administration shall lapse or transfer these moneys from
8 allocations for human resources and payroll functions and for server and network
9 support, from moneys saved as a result of restructuring procurement contracts and
10 changes to purchasing and procurement functions, and from efficiencies achieved as
11 a result of space management improvements in the 2007–09 fiscal biennium under
12 those appropriations.

13 (aq) 1. No later than September 1, 2006, the secretary of administration shall
14 submit a report to the joint committee on finance categorizing the lapses and
15 transfers that occurred under paragraph (a) during the 2005–06 fiscal year by state
16 agency, fund, and appropriation account, and the projected lapses and transfers for
17 the 2006–07 fiscal year by state agency, fund, and appropriation account.

18 2. No later than April 1, 2007, the secretary of administration shall submit a
19 report to the joint committee on finance categorizing the lapses and transfers that
20 occurred under paragraph (a) during the 2005–06 fiscal year by state agency, fund,
21 and appropriation account; specifying the amount of all reimbursements paid by the
22 state to the federal government during the 2005–06 fiscal year by state agency, fund,
23 and appropriation account; and categorizing the projected lapses and transfers for
24 the 2006–07 fiscal year by state agency, fund, and appropriation account.

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1 (b) 1. The secretary of administration may not lapse or transfer moneys to the
2 general fund under paragraph (a) from any appropriation under paragraph (a) if the
3 lapse or transfer would violate a condition imposed by the federal government on the
4 expenditure of the moneys or if the lapse or transfer would violate the federal or state
5 constitution.

6 2. The secretary of administration may not lapse or transfer moneys to the
7 general fund under paragraph (a) from any appropriation under subchapters VII and
8 VIII of chapter 20 of the statutes.

9 (4) STATE AGENCY PAYMENTS RELATING TO UNFUNDED LIABILITIES UNDER THE
10 WISCONSIN RETIREMENT SYSTEM.

11 (a) The definitions in section 20.001 of the statutes are applicable in this
12 subsection, except that “state agency” does not include the department of employee
13 trust funds or the investment board.

14 (b) The secretary of administration shall determine for each state agency the
15 amount that the state agency would have been required to expend under section
16 40.05 (2) (b) and (4) (b), (bc), and (bw) and subchapter IX of chapter 40 of the statutes
17 during the 2005–07 fiscal biennium had the obligations under section 16.527 of the
18 statutes not been issued, and each appropriation from which the moneys would have
19 been expended. The secretary shall exclude from this determination any
20 appropriation from which a lapse or transfer to pay any principal or interest amount
21 on obligations issued under section 16.527 of the statutes would violate a condition
22 imposed by the federal government on the expenditure of the moneys or if the lapse
23 or transfer would violate the federal or state constitution.

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1 (c) From each appropriation identified in paragraph (b), the secretary shall
2 lapse to the general fund or transfer to the general fund the amount specified in
3 paragraph (b) that would otherwise have been expended from the appropriation.

4 (5dv) SUPPLEMENTATION OF CERTAIN APPROPRIATIONS AND REALLOCATION OF
5 CERTAIN APPROPRIATION REDUCTIONS.

6 (a) In this subsection:

7 1. “General purpose revenue” has the meaning given for “general purpose
8 revenues” in section 20.001 (2) (a) of the statutes.

9 2. “State operations” means all purposes except aids to individuals and
10 organizations and local assistance.

11 (b) In addition to any other request to the joint committee on finance under
12 section 13.10 of the statutes to supplement an appropriation or make an
13 appropriation transfer, a state agency to which moneys are appropriated in any of
14 the following appropriations may submit a request to supplement an appropriation,
15 from the appropriation under section 20.865 (4) (a) of the statutes, or in the case of
16 a sum sufficient appropriation to reestimate expenditures from the appropriation,
17 in an amount not to exceed the amount specified for that appropriation under this
18 paragraph in that fiscal year or, in the case of a sum certain appropriation, may
19 submit a request to make a transfer to the appropriation in an amount not to exceed
20 the amount specified for that appropriation under this paragraph in that fiscal year
21 from other sum certain appropriations for state operations made to the state agency
22 from general purpose revenue:

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	Agency	2005–06 Fiscal Year	2006–07 Fiscal Year
1			
2			
3	20.505 Administration, department of		
4	(1) (a)	\$ 232,500	\$ 235,100
5	20.115 Agriculture, trade and consumer		
6	protection, department of		
7	(8) (a)	416,400	421,900
8	20.215 Arts board		
9	(1) (a)	7,400	7,500
10	20.432 Aging and long-term care, board on		
11	(1) (a)	19,900	20,200
12	20.625 Circuit courts		
13	(1) (a)	1,307,800	1,327,700
14	20.143 Commerce, department of		
15	(1) (a)	145,900	150,400
16	20.410 Corrections, department of		
17	(1) (a)	16,212,300	15,874,100
18	20.660 Court of appeals		
19	(1) (a)	195,900	198,900
20	20.475 District attorneys		
21	(1) (d)	904,300	918,400
22	20.225 Educational communications board		
23	(1) (a)	101,700	103,200
24	20.510 Elections board		
25	(1) (a)	21,300	21,700
26	20.425 Employment relations commission		
27	(1) (a)	54,200	55,000

ENGROSSED ASSEMBLY BILL 100**SECTION 9155**

1	20.521	<i>Ethics board</i>		
2	(1) (a)		6,400	6,500
3	20.525	<i>Governor</i>		
4	(1) (a)		86,300	87,600
5	20.435	<i>Health and family services,</i>		
6		<i>department of</i>		
7	(2) (a)		4,904,300	4,939,500
8	20.235	<i>Higher educational aids board</i>		
9	(2) (aa)		20,300	20,300
10	20.245	<i>Historical society</i>		
11	(1) (a)		221,700	225,100
12	20.665	<i>Judicial commission</i>		
13	(1) (a)		5,500	5,600
14	20.455	<i>Justice, department of</i>		
15	(1) (a)		712,400	716,600
16	20.765	<i>Legislature</i>		
17	(1) (a)		503,500	511,100
18	(1) (b)		350,500	355,800
19	(1) (d)		94,800	96,300
20	(2) (a)		1,400	1,400
21	(2) (ab)		300	300
22	(3) (a)		19,900	20,200
23	(3) (b)		123,300	125,200
24	(3) (c)		118,700	120,600
25	(3) (d)		80,500	81,700
26	(3) (e)		81,200	82,400
27	(3) (em)		78,700	79,900
28	(3) (fa)		3,400	3,500

ENGROSSED ASSEMBLY BILL 100**SECTION 9155**

1	20.540	<i>Lieutenant governor</i>		
2	(1) (a)		9,000	9,100
3	20.465	<i>Military affairs, department of</i>		
4	(1) (a)		150,800	153,100
5	20.370	<i>Natural resources, department of</i>		
6	(4) (ma)		723,100	733,100
7	20.545	<i>State employment relations, office of</i>		
8	(1) (a)		108,200	109,800
9	20.550	<i>Public defender board</i>		
10	(1) (c)		1,695,400	1,716,500
11	20.255	<i>Public instruction, department of</i>		
12	(1) (a)		572,100	580,800
13	20.566	<i>Revenue, department of</i>		
14	(1) (a)		1,883,800	1,878,400
15	20.680	<i>Supreme court</i>		
16	(2) (a)		282,500	287,700
17	20.292	<i>Technical college system, board of</i>		
18	(1) (a)		75,500	76,600
19	20.380	<i>Tourism, department of</i>		
20	(1) (a)		78,900	77,700
21	20.285	<i>University of Wisconsin System, board</i>		
22		<i>of regents of</i>		
23	(1) (a)		17,117,400	17,288,600
24	20.485	<i>Veterans affairs, department of</i>		
25	(2) (c)		7,500	7,600
26	20.445	<i>Workforce development, department of</i>		
27	(1) (a)		265,300	269,300

28 **SECTION 9201. Appropriation changes; administration.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9201**

1 (1) UTILITY PUBLIC BENEFITS FUND TRANSFER. There is transferred from the utility
2 public benefits fund to the general fund \$18,185,300 in fiscal year 2005–06 and
3 \$16,949,400 in fiscal year 2006–07.

4 (1f) WASTE FACILITY SITING BOARD LAPSE. Notwithstanding section 20.001 (3) (a)
5 of the statutes, the unencumbered balance in the appropriation account under
6 section 20.505 (4) (k) of the statutes at the end of fiscal year 2005–06 and fiscal year
7 2006–07 shall lapse to the general fund.

8 (1q) LAND INFORMATION AIDS FUNDING LAPSE. There is lapsed to the general fund
9 from the appropriation account under section 20.505 (1) (ij) of the statutes, as
10 affected by this act, \$464,100 on June 30, 2006, and \$420,300 on June 30, 2007.

11 **SECTION 9202. Appropriation changes; aging and long-term care**
12 **board.**

13 **SECTION 9203. Appropriation changes; agriculture, trade and**
14 **consumer protection.**

15 **SECTION 9204. Appropriation changes; arts board.**

16 (1d) APPROPRIATION LAPSES. During the 2005–07 fiscal biennium, the arts board
17 shall lapse to the general fund 5 percent of the total amount appropriated under each
18 of the sum certain general purpose revenue appropriation accounts of the arts board.
19 The amount required to be lapsed from each of those appropriation accounts may be
20 lapsed in fiscal year 2005–06 or in fiscal year 2006–07, or in both fiscal years, so long
21 as 5 percent of the total amount appropriated for the 2005–07 fiscal biennium for
22 each of those appropriation accounts is lapsed to the general fund before the end of
23 the 2005–07 fiscal biennium.

24 **SECTION 9205. Appropriation changes; building commission.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9206**

1 **SECTION 9206. Appropriation changes; child abuse and neglect**
2 **prevention board.**

3 **SECTION 9207. Appropriation changes; circuit courts.**

4 **SECTION 9208. Appropriation changes; commerce.**

5 (1) PETROLEUM INSPECTION FUND TRANSFER. There is transferred from the
6 petroleum inspection fund to the general fund \$10,860,600 in fiscal year 2005–06
7 and \$20,000,000 in fiscal year 2006–07.

8 (2n) TECHNOLOGY COMMERCIALIZATION GRANT AND LOAN PROGRAM. The
9 unencumbered balance in the appropriation account under section 20.143 (1) (ik),
10 2003 stats., is transferred to the appropriation account under section 20.143 (1) (ie)
11 of the statutes.

12 **SECTION 9209. Appropriation changes; corrections.**

13 (1x) JUVENILE CORRECTIONAL SERVICES TRANSFER.

14 (a) Subject to par. (b), if notwithstanding sections 16.50 (2), 16.52, 20.002 (11),
15 and 20.903 of the statutes there is a deficit in the appropriation account under
16 section 20.410 (3) (hm), 2003 stats., at the close of fiscal year 2004–05, any
17 unencumbered balance in the appropriation account under section 20.410 (3) (ho),
18 2003 stats., at the close of fiscal year 2004–05, less the amounts required under that
19 paragraph to be remitted to counties or transferred to the appropriation account
20 under section 20.410 (3) (kx) of the statutes, and any unencumbered balance in the
21 appropriation account under section 20.410 (3) (hr), 2003 stats., at the close of fiscal
22 year 2004–05, shall be transferred to the appropriation account under section 20.410
23 (3) (hm) of the statutes, except that the total amount of the unencumbered balances
24 transferred under this paragraph may not exceed the amount of that deficit.

ENGROSSED ASSEMBLY BILL 100**SECTION 9209**

1 (b) If the deficit specified in paragraph (a) is less than the total amount of the
2 unencumbered balances available for transfer under paragraph (a), the total amount
3 transferred from the appropriation accounts under section 20.410 (3) (ho) and (hr),
4 2003 stats., to the appropriation account under section 20.410 (3) (hm) of the statutes
5 under paragraph (a) shall equal the amount of that deficit and the amount
6 transferred from each of those appropriation accounts shall be in proportion to the
7 respective unencumbered balance available for transfer from each of those
8 appropriation accounts.

9 (2) PRIVATE BUSINESS PRISON EMPLOYMENT PROGRAM. The unencumbered balance
10 in the appropriation account under section 20.410 (1) (hm), 2003 stats., is transferred
11 to the appropriation account under section 20.410 (1) (km) of the statutes.

12 **SECTION 9210. Appropriation changes; court of appeals.**

13 **SECTION 9211. Appropriation changes; district attorneys.**

14 **SECTION 9212. Appropriation changes; educational communications**
15 **board.**

16 **SECTION 9213. Appropriation changes; elections board.**

17 **SECTION 9214. Appropriation changes; employee trust funds.**

18 **SECTION 9215. Appropriation changes; employment relations**
19 **commission.**

20 **SECTION 9216. Appropriation changes; ethics board.**

21 **SECTION 9217. Appropriation changes; financial institutions.**

22 (1) GIFTS, GRANTS, SETTLEMENTS, AND PUBLICATIONS; LAPSE.

23 (a) Notwithstanding section 20.001 (3) (c) of the statutes, and except as
24 provided in paragraph (b), on June 30, 2006, there is lapsed to the general fund
25 \$344,200 from the appropriation account of the department of financial institutions

ENGROSSED ASSEMBLY BILL 100**SECTION 9217**

1 under section 20.144 (1) (h) of the statutes, as affected by the acts of 2005, and on
2 June 30, 2007, there is lapsed to the general fund \$125,000 from the appropriation
3 account of the department of financial institutions under section 20.144 (1) (h) of the
4 statutes, as affected by the acts of 2005.

5 (b) The secretary of administration may not lapse moneys to the general fund
6 under paragraph (a) if the lapse would violate a condition imposed by the federal
7 government on the expenditure of the moneys or if the lapse would violate state or
8 federal law.

9 **SECTION 9218. Appropriation changes; Fox River Navigational System**
10 **Authority.**

11 **SECTION 9219. Appropriation changes; governor.**

12 **SECTION 9220. Appropriation changes; Health and Educational**
13 **Facilities Authority.**

14 **SECTION 9221. Appropriation changes; health and family services.**

15 (2) GROUP HOME REVOLVING LOAN FUND ELIMINATION. The unencumbered balance
16 in the appropriation account under section 20.435 (6) (gd), 2003 stats., is transferred
17 to the appropriation account under section 20.435 (7) (md) of the statutes.

18 (3p) TRANSFERS FOR FUNDING HEALTH INSURANCE RISK-SHARING PLAN. The
19 unencumbered balances in the appropriation accounts under section 20.435 (4) (u),
20 2003 stats., and section 20.435 (4) (v), 2003 stats., and in the Health Insurance
21 Risk-Sharing Plan fund under section 25.55, 2003 stats., immediately before the
22 effective date of this subsection, are transferred to the Health Insurance
23 Risk-Sharing Plan fund under section 149.11 (2) of the statutes, as affected by this
24 act.

25 **SECTION 9222. Appropriation changes; higher educational aids board.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9222**

1 (1f) WISCONSIN HEALTH EDUCATION LOAN REPAYMENT FUND ELIMINATION. On the
2 effective date of this subsection, the unencumbered balance in the Wisconsin health
3 education loan repayment fund immediately before the effective date of this
4 subsection is transferred to the general fund.

5 **SECTION 9223. Appropriation changes; historical society.**

6 **SECTION 9224. Appropriation changes; Housing and Economic**
7 **Development Authority.**

8 **SECTION 9225. Appropriation changes; insurance.**

9 (2d) TRANSFER FOR ELDERLY BENEFIT SPECIALIST PROGRAM. There is transferred
10 from unallocated revenues credited to the appropriation to the office of the
11 commissioner of insurance under section 20.145 (1) (g) of the statutes, as affected by
12 the acts of 2005, to the appropriation to the department of health and family services
13 under section 20.435 (7) (kz) of the statutes, as affected by the acts of 2005, \$600,000
14 in fiscal year 2006–07.

15 **SECTION 9226. Appropriation changes; investment board.**

16 **SECTION 9227. Appropriation changes; joint committee on finance.**

17 **SECTION 9228. Appropriation changes; judicial commission.**

18 **SECTION 9229. Appropriation changes; justice.**

19 (1p) TRANSFER OF PENALTY SURCHARGE RECEIPTS TO HANDGUN PURCHASER CHECKS.
20 There is transferred from the appropriation account under section 20.455 (2) (i) of the
21 statutes, as affected by this act, to the appropriation account under section 20.455
22 (2) (gr) of the statutes, as affected by this act, \$351,400 in fiscal year 2006–07.

23 (2k) APPROPRIATION LAPSES; DRUG LAW ENFORCEMENT AND CRIME LABORATORIES.
24 Notwithstanding sections 20.001 (3) (a) and (c) of the statutes, on June 30, 2006, and
25 on June 30, 2007, the unencumbered balance except a total amount of \$175,000 in

ENGROSSED ASSEMBLY BILL 100**SECTION 9229**

1 the appropriation accounts under section 20.455 (2) (kd), (kh), and (Lm) of the
2 statutes lapses to the general fund.

3 **SECTION 9230. Appropriation changes; legislature.**

4 **SECTION 9231. Appropriation changes; lieutenant governor.**

5 **SECTION 9232. Appropriation changes; lower Wisconsin state riverway
6 board.**

7 **SECTION 9233. Appropriation changes; Medical College of Wisconsin.**

8 **SECTION 9234. Appropriation changes; military affairs.**

9 **SECTION 9235. Appropriation changes; natural resources.**

10 (1) RECYCLING FUND TRANSFER. There is transferred from the recycling fund to
11 the general fund \$16,842,100 in fiscal year 2005–06 and \$8,942,100 in fiscal year
12 2006–07.

13 (1f) RECYCLING DEMONSTRATION GRANT TRANSFER. In fiscal year 2005–06,
14 \$1,200,000 is transferred to the general fund from the appropriation account under
15 section 20.370 (6) (br) of the statutes.

16 (1g) RECYCLING FUND TRANSFER FOR WILDLIFE DAMAGE CLAIMS AND ABATEMENT. In
17 fiscal year 2005–06, \$2,900,000 is transferred to the appropriation account under
18 section 20.370 (5) (fq) of the statutes from the recycling fund.

19 (2) ENVIRONMENTAL FUND TRANSFER. There is transferred from the
20 environmental fund to the general fund \$4,200,000 in fiscal year 2005–06 and
21 \$800,000 in fiscal year 2006–07.

22 (3f) WELL COMPENSATION PROGRAM LAPSE. Notwithstanding section 20.001 (3)
23 (c) of the statutes, in fiscal year 2005–06, \$1,000,000 is lapsed to the environmental
24 fund from the appropriation account under section 20.370 (6) (cr) of the statutes.

ENGROSSED ASSEMBLY BILL 100

1 (3m) RECYCLING FUND TRANSFER; CONSERVATION FUND. There is transferred from
2 the recycling fund to the conservation fund, for the exercise of the department of
3 natural resources' responsibilities that are specific to the management of the fish
4 and wildlife resources of this state, \$355,100 in fiscal year 2005–06.

5 (3r) COUNTY SNOWMOBILE TRAIL AND AREA AIDS LAPSE. Notwithstanding section
6 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed
7 to the snowmobile account in the conservation fund \$1,350,000 from the
8 appropriation account of the department of natural resources under section 20.370
9 (5) (cr) of the statutes, as affected by the acts of 2005.

10 (3s) SNOWMOBILE TRAIL AREAS LAPSE. Notwithstanding section 20.001 (3) (c) of
11 the statutes, on the effective date of this subsection, there is lapsed to the snowmobile
12 account in the conservation fund \$500,000 from the appropriation account of the
13 department of natural resources under section 20.370 (5) (cs) of the statutes, as
14 affected by the acts of 2005.

15 (3t) SUPPLEMENTAL SNOWMOBILE TRAIL AIDS LAPSE. Notwithstanding section
16 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed
17 to the snowmobile account in the conservation fund \$300,000 from the appropriation
18 account of the department of natural resources under section 20.370 (5) (cw) of the
19 statutes, as affected by the acts of 2005.

20 (3u) ENDANGERED RESOURCES LAPSE. Notwithstanding section 20.001 (3) (c) of
21 the statutes, on the effective date of this subsection, there is lapsed to the
22 conservation fund for expenditure for the purposes of the endangered resources
23 program, as defined under section 71.30 (10) (a) 2. of the statutes, \$722,000 from the
24 appropriation account of the department of natural resources under section 20.370
25 (1) (fs) of the statutes, as affected by the acts of 2005.

ENGROSSED ASSEMBLY BILL 100**SECTION 9235**

1 (4k) AIR PERMIT FEE TRANSFER. There is transferred from the appropriation
2 account under section 20.370 (2) (bg) of the statutes, as affected by this act, to the
3 appropriation account under section 20.370 (2) (bh) of the statutes, as created by this
4 act, \$175,000 in fiscal year 2006–07.

5 (4m) ENVIRONMENTAL FUND TRANSFER; CONSERVATION FUND. There is transferred
6 from the environmental fund to the conservation fund, for the exercise of the
7 department of natural resources' responsibilities that are specific to the
8 management of the fish and wildlife resources of this state, \$1,000,000 in fiscal year
9 2005–06.

10 (4w) LAKE MANAGEMENT AND INVASIVE SPECIES CONTROL GRANTS LAPSE.
11 Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this
12 subsection, there is lapsed to the conservation fund for the exercise of the department
13 of natural resources' responsibilities that are specific to the use, development,
14 conservation, and protection of this state's water resources \$150,000 from the
15 appropriation account of the department of natural resources under section 20.370
16 (6) (ar) of the statutes, as affected by the acts of 2005.

17 (4x) RECREATIONAL BOATING AIDS LAPSE. Notwithstanding section 20.001 (3) (c)
18 of the statutes, on the effective date of this subsection, there is lapsed to the
19 conservation fund for the exercise of the department of natural resources'
20 responsibilities that are specific to the use, development, conservation, and
21 protection of this state's water resources \$1,400,000 from the appropriation account
22 of the department of natural resources under section 20.370 (5) (cq) of the statutes,
23 as affected by the acts of 2005.

24 (4y) BOATING ACCESS LAPSE. Notwithstanding section 20.001 (3) (c) of the
25 statutes, on the effective date of this subsection, there is lapsed to the conservation

ENGROSSED ASSEMBLY BILL 100

1 fund for the exercise of the department of natural resources' responsibilities that are
2 specific to the use, development, conservation, and protection of this state's water
3 resources \$311,700 from the appropriation account of the department of natural
4 resources under section 20.370 (7) (ft) of the statutes, as affected by the acts of 2005.

5 (4z) MISSISSIPPI AND ST. CROIX RIVERS MANAGEMENT LAPSE. Notwithstanding
6 section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is
7 lapsed to the conservation fund for the exercise of the department of natural
8 resources' responsibilities that are specific to the use, development, conservation,
9 and protection of this state's water resources \$307,700 from the appropriation
10 account of the department of natural resources under section 20.370 (7) (fw) of the
11 statutes, as affected by the acts of 2005.

12 **SECTION 9236. Appropriation changes; public defender board.**

13 **SECTION 9237. Appropriation changes; public instruction.**

14 **SECTION 9238. Appropriation changes; public lands, board of**
15 **commissioners of.**

16 **SECTION 9239. Appropriation changes; public service commission.**

17 **SECTION 9240. Appropriation changes; regulation and licensing.**

18 **SECTION 9241. Appropriation changes; revenue.**

19 **SECTION 9242. Appropriation changes; secretary of state.**

20 (1m) AGENCY COLLECTIONS. Notwithstanding section 20.001 (3) (a) of the
21 statutes, on June 30, 2007, the unencumbered balance in the appropriation account
22 under section 20.575 (1) (ka) of the statutes, as affected by the acts of 2005, shall
23 lapse to the general fund.

24 **SECTION 9243. Appropriation changes; state employment relations,**
25 **office of.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9244**

1 **SECTION 9244. Appropriation changes; state fair park board.**

2 **SECTION 9245. Appropriation changes; supreme court.**

3 **SECTION 9246. Appropriation changes; technical college system.**

4 (1mq) EDUCATIONAL APPROVAL BOARD TRANSFER AND LAPSE. Notwithstanding
5 section 20.001 (3) (a) of the statutes, on June 30, 2006, there is transferred from the
6 appropriation account under section 20.292 (2) (g) of the statutes, as affected by the
7 acts of 2005, to the appropriation account under section 20.292 (2) (gm) of the
8 statutes, as affected by the acts of 2005, \$250,000 and, if after that transfer an
9 unencumbered balance remains in the appropriation account under section 20.292
10 (2) (g) of the statutes, as affected by the acts of 2005, that unencumbered balance
11 shall lapse to the general fund.

12 (1q) LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, during the
13 2005–07 fiscal biennium the technical college system board shall ensure that a total
14 of \$2,000,000 lapses to the general fund from the appropriations under section
15 20.292 (1) (d) and (dc) of the statutes.

16 **SECTION 9247. Appropriation changes; tourism.**

17 **SECTION 9248. Appropriation changes; transportation.**

18 **SECTION 9249. Appropriation changes; treasurer.**

19 **SECTION 9250. Appropriation changes; University of Wisconsin**
20 **Hospitals and Clinics Authority.**

21 **SECTION 9251. Appropriation changes; University of Wisconsin**
22 **Hospitals and Clinics Board.**

23 **SECTION 9252. Appropriation changes; University of Wisconsin**
24 **System.**

25 **SECTION 9253. Appropriation changes; veterans affairs.**

ENGROSSED ASSEMBLY BILL 100

SECTION 9253

(1) MASSAGE THERAPISTS AND BODYWORKERS. The unencumbered balance in the appropriation account under section 20.485 (5) (h), 2003 stats., is transferred to the appropriation account under section 20.165 (1) (g) of the statutes.

SECTION 9254. Appropriation changes; workforce development.

(1m) LAPSE TO GENERAL FUND OF AID TO FAMILIES WITH DEPENDENT CHILDREN REIMBURSEMENTS OF EXPENDITURES. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the general fund \$3,008,500 from the appropriation account to the department of workforce development under section 20.445 (3) (nL) of the statutes, as affected by the acts of 2005.

(1q) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD. The unencumbered balances in the appropriation accounts under section 20.445 (7) (kb) and (m), 2003 stats., are transferred to the appropriation account under section 20.292 (1) (m) of the statutes.

SECTION 9255. Appropriation changes; other.

(1) STATE AGENCY APPROPRIATION LAPSES TO THE GENERAL FUND.

(a) *Appropriation lapses to the general fund.* Subject to paragraph (b), in the fiscal years indicated, from the following appropriation accounts, the secretary of administration shall lapse to the general fund the amounts indicated:

Agency	2005-06 Fiscal Year	2006-07 Fiscal Year
20.505 Administration, department of		
(1) (iu)	\$ 21,700	\$ -0-
(1) (ka)	35,900	-0-
(1) (kc)	1,818,900	-0-

ENGROSSED ASSEMBLY BILL 100**SECTION 9255**

	(1) (kL)	7,500,000	–0–
1	(1) (ke)	427,100	–0–
2	(4) (hc)	36,800	–0–
3	(4) (k)	150,000	–0–
4	(5) (ka)	5,453,600	–0–
5	(5) (kb)	1,250,000	–0–
6	(8) (h)	56,700	–0–
7	(8) (j)	100,000	–0–
8	20.115		
9	<i>Agriculture, trade and consumer protection, department of</i>		
10	(1) (j)	325,000	–0–
11	20.433		
12	<i>Child abuse and neglect prevention board</i>		
13	(1) (g)	35,700	35,700
14	20.143		
15	<i>Commerce, department of</i>		
16	(1) (gm)	25,100	25,100
17	(3) (ga)	24,600	24,600
18	(3) (j)	1,353,600	1,428,700
19	20.507		
20	<i>Commissioners of public lands, board of</i>		
21	(1) (h)	60,800	60,800
22	20.435		
23	<i>Health and family services, department of</i>		
24	(6) (jm)	250,000	250,000
25	(8) (kx)	151,800	278,300
26	20.145		
27	<i>Insurance, office of the commissioner of</i>		
	(1) (g)	1,538,300	3,038,300

ENGROSSED ASSEMBLY BILL 100**SECTION 9255**

1	20.455	<i>Justice, department of</i>		
2	(1) (km)		133,100	133,100
3	20.255	<i>Public instruction, department of</i>		
4	(1) (hg)		176,100	176,100
5	20.165	<i>Regulation and licensing, department</i>		
6		<i>of</i>		
7	(1) (g)		3,881,600	2,662,000
8	20.566	<i>Revenue, department of</i>		
9	(1) (g)		164,000	169,000
10	(1) (gb)		34,000	39,000
11	(1) (h)		31,100	31,100
12	(1) (ha)		59,600	59,600
13	(2) (h)		222,200	–0–
14	(3) (gm)		145,100	100
15	20.545	<i>State employment relations, office of</i>		
16	(1) (i)		15,000	–0–
17	20.292	<i>Technical college system, board of</i>		
18	(1) (L)		118,300	118,300

19 (b) *Prohibited appropriation lapses and transfers.* The secretary of
20 administration may not lapse or transfer moneys to the general fund from any
21 appropriation account specified in paragraph (a) if the lapse or transfer would violate
22 a condition imposed by the federal government on the expenditure of the moneys or
23 if the lapse or transfer would violate the federal or state constitution.

24 (2) TRANSFER FROM GENERAL FUND TO TAXPAYER PROTECTION FUND. There is
25 transferred \$36,000,000 from the general fund to the taxpayer protection fund.

26 **SECTION 9301. Initial applicability; administration.**

27 **SECTION 9302. Initial applicability; aging and long-term care board.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9303**

1 **SECTION 9303. Initial applicability; agriculture, trade and consumer**
2 **protection.**

3 **SECTION 9304. Initial applicability; arts board.**

4 **SECTION 9305. Initial applicability; building commission.**

5 **SECTION 9306. Initial applicability; child abuse and neglect prevention**
6 **board.**

7 **SECTION 9307. Initial applicability; circuit courts.**

8 (2e) CRIME VICTIM SURCHARGE IN CERTAIN CASES INVOLVING FORFEITURES. The
9 treatment of section 973.045 (1m) of the statutes first applies to offenses committed
10 on the effective date of this subsection.

11 **SECTION 9308. Initial applicability; commerce.**

12 (1z) WISCONSIN DEVELOPMENT FUND. The treatment of sections 560.275 (8) and
13 (8), 560.60 (15) and 560.605 (7) of the statutes first applies to applications for grants
14 and loans received on the effective date of this subsection.

15 (2q) REPAYMENT OF GRANTS, LOANS, AND TAX BENEFITS. The treatment of section
16 560.075 of the statutes first applies to grants, loans, or tax benefits for which
17 applications are received on the effective date of this subsection.

18 **SECTION 9309. Initial applicability; corrections.**

19 **SECTION 9310. Initial applicability; court of appeals.**

20 **SECTION 9311. Initial applicability; district attorneys.**

21 **SECTION 9312. Initial applicability; educational communications**
22 **board.**

23 **SECTION 9313. Initial applicability; elections board.**

24 **SECTION 9314. Initial applicability; employee trust funds.**

25 **SECTION 9315. Initial applicability; employment relations commission.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9316**

1 **SECTION 9316. Initial applicability; ethics board.**

2 **SECTION 9317. Initial applicability; financial institutions.**

3 (1) CERTIFICATE OF WITHDRAWAL FEE. The treatment of section 180.0122 (1) (w)
4 of the statutes first applies to applications for certificates of withdrawal filed on the
5 effective date of this subsection.

6 (2) FOREIGN CORPORATION ANNUAL REPORT FEE. The treatment of section 180.0122
7 (1) (y) of the statutes first applies to annual reports due under section 180.1622 of
8 the statutes on the effective date of this subsection.

9 (2c) FOREIGN CORPORATION CERTIFICATE OF AUTHORITY. The treatment of section
10 180.0122 (1) (u) of the statutes first applies to applications for certificates of
11 authority filed on the effective date of this subsection.

12 **SECTION 9318. Initial applicability; Fox River Navigational System**
13 **Authority.**

14 **SECTION 9319. Initial applicability; governor.**

15 **SECTION 9320. Initial applicability; Health and Educational Facilities**
16 **Authority.**

17 **SECTION 9321. Initial applicability; health and family services.**

18 (3) TRANSFER OF SANITARIAN REGISTRATION. The treatment of sections 20.435 (1)
19 (gm) (with respect to the transfer of the duty to regulate sanitarians), 21.72 (1) (a)
20 4., 49.857 (1) (d) 4., 73.0301 (1) (d) 3., 250.041 (1) (a), 250.05, 440.03 (13) (b) 66d.,
21 440.08 (2) (a) 68b., and 440.70 (6) and (9) and subchapter VI of chapter 440 of the
22 statutes first applies to applications for sanitarian registration or for renewal of
23 sanitarian registration made on the effective date of this subsection.

24 (4L) HEALTH INSURANCE RISK-SHARING PLAN; TRANSFER OF ADMINISTRATION. The
25 treatment of sections 20.145 (5), 20.435 (4) (u) and (v), 25.17 (1) (gf), 25.55 (intro.),

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1 (3), and (4), 149.10 (2), (2j) (a) 3., (2m), (2t) (c), (3e), (7), and (10), 149.11, 149.115,
2 149.12 (1) (intro.) and (a), (1m), (3) (a) and (c), (4), and (5), 149.13 (1), (3) (a) and (b),
3 and (4), 149.14 (1) (a), (2) (a), (3) (intro.) and (a) to (r), (4), (4c), (4m), (5), (5m), (6) (a)
4 and (b), (7) (b) and (c), and (8), 149.141, 149.142 (1) (a) and (b) and (2), 149.143,
5 149.144, 149.145, 149.146 (1) (a) and (b) and (2), 149.15, 149.155, 149.16 (title), (1m),
6 (3) (a), (b), (c), and (e), (4), and (5), 149.165, 149.17 (1), (2), and (4), 149.175, 149.20,
7 601.41 (1), 601.415 (12), 601.64 (1), (3) (a) and (c), and (4), 613.03 (4), 631.20 (2) (f),
8 and 632.785 (title) and chapter 149 (title) of the statutes first applies to the plan year
9 beginning on January 1, 2006.

10 (4p) RESIDENCY FOR THE HEALTH INSURANCE RISK-SHARING PLAN. The treatment
11 of section 149.10 (9) of the statutes first applies to persons who submit applications
12 for coverage under the Health Insurance Risk-Sharing Plan on the effective date of
13 this subsection.

14 (5) RECOVERY OF INCORRECT PAYMENTS UNDER MEDICAL ASSISTANCE AND
15 BADGERCARE.

16 (a) *Incorrect payments.* The treatment of sections 49.497 (title) and (2) of the
17 statutes, the renumbering and amendment of section 49.497 (1) of the statutes, and
18 the creation of section 49.497 (1) (a) 3. of the statutes first apply to incorrect
19 payments made on the effective date of this paragraph.

20 (b) *Recovery procedure.* The treatment of sections 20.435 (4) (L) and 49.497
21 (1m), (4), and (5) of the statutes, the renumbering and amendment of section 49.85
22 (2) (a) of the statutes, and the creation of section 49.85 (2) (a) 3. of the statutes first
23 apply to incorrect payment recoveries that are commenced on the effective date of
24 this paragraph, regardless of when the incorrect payments were made.

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1 (8) CAREGIVER CRIMINAL HISTORY SEARCHES. The treatment of section 50.065 (2)
2 (bg) and (br) of the statutes first applies to arrest and conviction information
3 requested on the effective date of this subsection.

4 (8f) DAY CARE CENTER LICENSING. The treatment of section 48.65 (3) (a) of the
5 statutes first applies to an existing day center whose license continuation date is July
6 1, 2005, or a new day care center that opens on July 31, 2005.

7 (8q) TRANSFER OF ALCOHOL AND OTHER DRUG ABUSE COUNSELOR CERTIFICATION. The
8 treatment of sections 440.03 (13) (b) 5m., 440.08 (2) (a) 9m., and 457.02 (5m) and
9 subchapter VII of chapter 440 of the statutes first applies to applications for
10 certification of alcohol and other drug abuse counselors or for renewal of certification
11 of alcohol and other drug abuse counselors made on the effective date of this
12 subsection.

13 (9d) DOMESTIC ABUSE GRANTS. The treatment of section 46.95 (2) (d) 1. and 2. of
14 the statutes first applies to domestic abuse grants awarded in 2005.

15 (9e) CEMETERY, FUNERAL, AND BURIAL EXPENSES INFORMATION. The treatment of
16 section 49.785 (2) and (3) of the statutes first applies to a reimbursement of cemetery,
17 funeral, and burial expenses that are paid by a county or tribal governing body or
18 organization and for which the county or tribal governing body or organization
19 received a reimbursement claim form on the effective date of this subsection.

20 (9k) AUTHORIZATION REQUESTS FOR PHYSICAL AND OCCUPATIONAL THERAPY SERVICES.
21 The treatment of section 49.45 (42m) of the statutes first applies to durational
22 reductions made with respect to authorization requests that are received by the
23 department of health and family services on the effective date of this subsection.

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1 (9q) COVERAGE OF BARIATRIC SURGERY UNDER MEDICAL ASSISTANCE. The treatment
2 of sections 49.45 (27) and 49.46 (2) (f) of the statutes first applies to surgeries
3 performed on the effective date of this subsection.

4 (9w) GENERIC DRUG COPAYMENTS FOR MEDICAL ASSISTANCE AND BADGER CARE. The
5 treatment of sections 49.45 (18) (ag) 1. and 49.665 (5) (am) 1. of the statutes first
6 applies to drug prescriptions that are filled on the effective date of this subsection.

7 **SECTION 9322. Initial applicability; higher educational aids board.**

8 **SECTION 9323. Initial applicability; historical society.**

9 **SECTION 9324. Initial applicability; Housing and Economic**
10 **Development Authority.**

11 **SECTION 9325. Initial applicability; insurance.**

12 **SECTION 9326. Initial applicability; investment board.**

13 (1c) INVESTMENT BOARD OPERATING BUDGET AUTHORITY. The treatment of section
14 25.187 (2) (c) 1., 2., and 3. b. of the statutes first applies to the calculation of the
15 operating budget authority of the investment board for the 2006–07 fiscal year.

16 **SECTION 9327. Initial applicability; joint committee on finance.**

17 **SECTION 9328. Initial applicability; judicial commission.**

18 **SECTION 9329. Initial applicability; justice.**

19 (1) CRIME VICTIM AND WITNESS SURCHARGES DISTRIBUTION. The treatment of
20 section 973.045 (3) (a) 1. of the statutes first applies to moneys collected from crime
21 victim and witness surcharges that are imposed on the effective date of this
22 subsection.

23 (2) CRIME VICTIM AND WITNESS SURCHARGES AMOUNT. The treatment of section
24 973.045 (1) (a) and (b) of the statutes first applies to surcharges imposed on the
25 effective date of this subsection.

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1 **SECTION 9330. Initial applicability; legislature.**

2 **SECTION 9331. Initial applicability; lieutenant governor.**

3 **SECTION 9332. Initial applicability; lower Wisconsin state riverway**
4 **board.**

5 **SECTION 9333. Initial applicability; Medical College of Wisconsin.**

6 **SECTION 9334. Initial applicability; military affairs.**

7 **SECTION 9335. Initial applicability; natural resources.**

8 (1) CONSERVATION PATRON LICENSES. The treatment of sections 27.01 (7) (c) 7. and
9 (8) (b) 3. and 29.235 (3), (5), and (6) of the statutes first applies to conservation patron
10 licenses issued on the effective date of this subsection.

11 (2f) SOLID WASTE FACILITY SITING BOARD FEE. The treatment of section 289.64 (3)
12 of the statutes first applies to solid or hazardous waste disposed of on the effective
13 date of this subsection.

14 (2k) MANAGED FOREST LAND PETITIONS. The treatment of sections 20.370 (1) (cx),
15 77.81 (2m), and 77.82 (2) (i), (2m) (a), (am), (b), (d) 1. and 2., and (e), (3) (a), (b), and
16 (g), and (4m) (d) of the statutes, the renumbering and amendment of section 77.82
17 (2m) (dm) of the statutes, the amendment of section 77.82 (2m) (c) (intro.) of the
18 statutes, and the creation of section 77.82 (2m) (c) 4. and (dm) 2. of the statutes first
19 apply to petitions that are submitted under the managed forest land program on
20 June 1, 2005, for initial designations, for conversions of forest croplands to managed
21 forest land, and for renewing orders designating managed forest land.

22 (3q) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes
23 first applies to solid waste disposed of on the effective date of this subsection.

24 **SECTION 9336. Initial applicability; public defender board.**

25 **SECTION 9337. Initial applicability; public instruction.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9337**

1 (2) SPECIAL EDUCATION AID FOR SCHOOL COUNSELORS. The treatment of section
2 115.88 (1) and (1m) (am) of the statutes first applies to state aid distributed in the
3 2006–07 school year.

4 (3) TRANSPORTATION AID. The treatment of section 121.58 (2) (a), (b), and (c) of
5 the statutes first applies to state aid paid in the 2005–06 school year.

6 (4) UNUSED REVENUE LIMIT-CARRYOVER. The treatment of section 121.91 (4) (d),
7 (dg), and (dr) of the statutes first applies to the calculation of revenue limits for the
8 2004–05 school year.

9 (6m) MILWAUKEE PARENTAL CHOICE PROGRAM. The treatment of section 119.23 (2)
10 (a) 1. and 2. of the statutes first applies to persons who apply to attend a private
11 school under section 119.23 of the statutes in the 2005–06 school year.

12 (6f) LICENSE FEE. The renumbering and amendment of section 115.28 (7) (d) of
13 the statutes and the creation of section 115.28 (7) (d) 2. of the statutes first applies
14 to applications for licensure received by the department of public instruction on
15 January 1, 2006.

16 (6q) SCHOOL LUNCHES. The treatment of sections 20.255 (2) (cn) and 115.34 (2)
17 of the statutes first applies to payments for lunches served in the 2004–05 school
18 year.

19 (7m) CHARTER SCHOOLS.

20 (a) The treatment of section 115.88 (1m) (a) of the statutes first applies to state
21 aid distributed in the 2005–06 school year.

22 (b) The treatment of section 118.40 (2r) (c) 1., 2., and 4. of the statutes first
23 applies to persons who apply to attend a charter school in the 2005–06 school year.

24 (9m) INDEPENDENT CHARTER SCHOOLS; FUNDING. The treatment of sections 121.05
25 (1) (a) 9., 121.07 (6) (a) (intro.), 121.08 (4) (a) (intro.), 1., 2., and 3. and (d), and 121.90

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1 (1) (f) of the statutes first applies to state aid distributed in, and the calculation of
2 revenue limits for, the 2005–06 school year.

3 **SECTION 9338. Initial applicability; public lands, board of**
4 **commissioners of.**

5 **SECTION 9339. Initial applicability; public service commission.**

6 **SECTION 9340. Initial applicability; regulation and licensing.**

7 **SECTION 9341. Initial applicability; revenue.**

8 (1) REVOCATION OR DENIAL OF A LAW LICENSE BASED ON TAX DELINQUENCY. The
9 treatment of section 73.0301 (2) (b) 1. a. and b., 2., and 2m. and (5) (a), (am), and (b)
10 (intro.) of the statutes first applies to hearings that commence on the effective date
11 of this subsection.

12 (2) MARRIED PERSONS TAX LIABILITY. The treatment of section 71.10 (6) (a) and
13 (b) and (6m) (a) of the statutes first applies to tax liability that arises on the effective
14 date of this subsection or that remains unpaid on the effective date of this subsection.

15 (2m) SUBTRACT MODIFICATION; MEDICAL INSURANCE PREMIUMS. The treatment of
16 section 71.07 (5) (a) 15. of the statutes first applies to taxable years beginning on
17 January 1, 2006.

18 (3) STANDARD DEDUCTIONS. The treatment of sections 71.05 (22) (f) 4. a., (g), and
19 (h) of the statutes first applies to taxable years beginning on January 1, 2005.

20 (4) MOTOR VEHICLE FUEL SUPPLIER. The treatment of sections 78.005 (14) and
21 168.01 (2) of the statutes first applies to tax periods beginning on January 1, 2005.

22 (4k) ADOPTION EXPENSES CREDIT. The treatment of sections 71.05 (6) (b) 22.,
23 71.07 (5i), and 71.10 (4) (ce) of the statutes first applies to taxable years beginning
24 on January 1, 2006.

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1 (5) WITHHOLDING TAXES FROM NONRESIDENT MEMBERS OF PASS-THROUGH ENTITIES.

2 The treatment of section 71.775 of the statutes first applies to taxable years
3 beginning on January 1, 2005.

4 (5m) HEALTH SAVINGS ACCOUNTS. The treatment of sections 71.83 (1) (ce) and
5 71.98 of the statutes first applies to taxable years beginning on January 1, 2005.

6 (6) LOTTERY TICKET SALES CONTRACTS. The treatment of section 565.10 (3) (b) of
7 the statutes first applies to contracts entered into or renewed on the effective date
8 of this subsection.

9 (8) CLAIMING DEVELOPMENT ZONE CREDITS. The treatment of sections 20.835 (2)
10 (cL), 71.07 (2di) (b) 1., (2dL) (c) 1. and 2. and (d), (2dm) (hm), and (2dx) (b) (intro.),
11 71.28 (1di) (b) 1., (1dL) (c) 1. and 2. and (d), (1dm) (hm), and (1dx) (b) (intro.), and
12 71.47 (1di) (b) 1., (1dL) (c) 1. and 2. and (d), (1dm) (hm), and (1dx) (b) (intro.) of the
13 statutes first applies to credits claimed for taxable years beginning on January 1,
14 2005, including unused credits carried forward from prior years to taxable years
15 beginning on January 1, 2005, except that if this subsection takes effect after July
16 31, the treatment of sections 20.835 (2) (cL), 71.07 (2di) (b) 1., (2dL) (c) 1. and 2. and
17 (d), (2dm) (hm), and (2dx) (b) (intro.), 71.28 (1di) (b) 1., (1dL) (c) 1. and 2. and (d),
18 (1dm) (hm), and (1dx) (b) (intro.), and 71.47 (1di) (b) 1., (1dL) (c) 1. and 2. and (d),
19 (1dm) (hm), and (1dx) (b) (intro.) of the statutes first applies to credits claimed for
20 taxable years beginning on January 1 of the year following the year in which this
21 subsection takes effect, including unused credits carried forward from prior years to
22 taxable years beginning on January 1 of the year in which this subsection takes
23 effect.

24 (9) VETERANS TRUST FUND CHECKOFF. The treatment of sections 71.10 (5g) and
25 71.30 (11) (i) of the statutes first applies to taxable years beginning on January 1 of

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1 the year in which this subsection takes effect, except that if this subsection takes
2 effect after August 31 the treatment of section 71.10 (5g) of the statutes first applies
3 to taxable years beginning on January 1 of the year following the year in which this
4 subsection takes effect.

5 (10) MEMBER OF TARGETED GROUP. The treatment of sections 71.07 (2dx) (a) 5.,
6 71.28 (1dx) (a) 5., and 71.47 (1dx) (a) 5. of the statutes first applies to taxable years
7 beginning on January 1, 2005.

8 (10m) VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. The treatment of
9 sections 20.835 (2) (em), 71.07 (6e), 71.08 (1) (intro.), and 71.10 (4) (i) of the statutes
10 first applies to taxable years beginning on January 1, 2005.

11 (10p) PRIVATE SCHOOL AND HOMESCHOOL TAX CREDIT. The treatment of sections
12 20.835 (2) (eo), 71.07 (8r), 71.08 (1) (intro.) (as it relates to the private school and
13 homeschool tax credit), and 71.10 (4) (i) (as it relates to the private school and
14 homeschool tax credit) of the statutes first applies to taxable years beginning on
15 January 1, 2006.

16 (11) STATE RENTAL VEHICLE FEE. The treatment of section 77.995 (2) of the
17 statutes first applies to rental or lease agreements entered into on October 1, 2005.

18 (12) MUNICIPAL AID PAYMENTS. The treatment of section 79.043 (4) of the statutes
19 first applies to payments distributed in 2005.

20 (14v) SINGLE SALES FACTOR APPORTIONMENT. The treatment of sections 71.01 (1b),
21 (1n), (8g), (8m), and (10g), 71.03 (1), 71.04 (7) (d), (df), and (dh), 71.07 (2dr) (a), (3m)
22 (a) 1. b., and (10), 71.195, 71.22 (1), (1g), (1t), (6m), (7m), and (9g), 71.25 (9) (d), (df),
23 and (dh), 71.28 (2m) (a) 1. b. and (4) (a), (am) 1., and (i), 71.42 (3d) and (3h), 71.47
24 (2m) (a) 1. b. and (4) (a), (am), and (i), and 71.58 (1) (c) and (cm) of the statutes first
25 applies to taxable years beginning on January 1, 2005.

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1 (15) SUBTRACT MODIFICATION FOR TUITION EXPENSES. The treatment of section
2 71.05 (6) (b) 28. a. of the statutes first applies to taxable years beginning on January
3 1, 2005.

4 (17n) GAME BIRDS AND CLAY PIGEONS. The renumbering and amendment of
5 section 77.54 (47) of the statutes and the creation of section 77.54 (47) (b) of the
6 statutes first apply retroactively to sales made on January 1, 2003.

7 (18) ADMINISTRATIVE FEES; INTOXICATING LIQUOR TAXES. The treatment of section
8 139.06 (1) (a) of the statutes first applies to fees and taxes that are due on the 15th
9 day of the month following the month in which this subsection takes effect.

10 (18w) RECYCLING SURCHARGE RATES. The treatment of section 77.94 (1) (a) and
11 (b) of the statutes first applies to taxable years beginning on January 1, 2007.

12 (18x) CAR LINE COMPANIES. The treatment of section 76.39 (1) (am) and (2) of the
13 statutes first applies to tax payments that are due on September 10, 2005.

14 (19c) LOTTERY RETAILER CONTRACTS. The treatment of sections 565.02 (3) (j) and
15 565.10 (16) of the statutes first applies to lottery retailer contracts entered into or
16 renewed on the effective date of this subsection.

17 (19p) HEALTH INSURANCE RISK-SHARING PLAN; INCOME TAX EXEMPTIONS. The
18 treatment of sections 71.05 (1) (bm), 71.26 (1) (bn), and 71.45 (1m) of the statutes first
19 applies to taxable years beginning on January 1, 2006.

20 **SECTION 9342. Initial applicability; secretary of state.**

21 **SECTION 9343. Initial applicability; state employment relations, office**
22 **of.**

23 **SECTION 9344. Initial applicability; state fair park board.**

24 **SECTION 9345. Initial applicability; supreme court.**

25 **SECTION 9346. Initial applicability; technical college system.**

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1 **SECTION 9347. Initial applicability; tourism.**

2 **SECTION 9348. Initial applicability; transportation.**

3 (1) HABITUAL TRAFFIC OFFENDERS. The treatment of section 351.02 (1) (b) and (f)
4 and (2) of the statutes first applies to violations for which reports of conviction are
5 received by the department of transportation on the effective date of this subsection,
6 but does not preclude the counting of other violations as prior violations for purposes
7 of revocation of operating privileges by the department of transportation or review
8 by a court.

9 (1n) PARK-AND-RIDE SALES. The treatment of section 84.01 (30) (intro.) and (g)
10 3. of the statutes first applies to sales of real estate on or before the effective date of
11 this subsection.

12 **SECTION 9349. Initial applicability; treasurer.**

13 **SECTION 9350. Initial applicability; University of Wisconsin Hospitals
14 and Clinics Authority.**

15 **SECTION 9351. Initial applicability; University of Wisconsin Hospitals
16 and Clinics Board.**

17 **SECTION 9352. Initial applicability; University of Wisconsin System.**

18 **SECTION 9353. Initial applicability; veterans affairs.**

19 (1) TUITION REIMBURSEMENT PROGRAM. The treatment of sections 20.485 (2) (th),
20 25.36 (1), 45.20, and 45.21 (2) (a) of the statutes and SECTION 9153 (1) of this act first
21 apply to courses completed on the effective date of this subsection.

22 (2q) FEE REMISSIONS FOR SPOUSE AND CHILDREN OF CERTAIN VETERANS. The
23 treatment of sections 36.27 (3n) and 38.24 (7) of the statutes first applies to students
24 who enroll for classes in the academic year that commences after the effective date
25 of this subsection.

ENGROSSED ASSEMBLY BILL 100**SECTION 9353**

1 (2r) FEE REMISSIONS FOR CERTAIN VETERANS. The treatment of sections 36.27 (3p),
2 38.22 (6) (f), and 38.24 (8) of the statutes first applies to students who enroll for
3 classes in the academic year that commences after the effective date of this
4 subsection.

5 (3k) OPEN HOUSING ENFORCEMENT. The treatment of section 106.50 (6) (c) 2., (d),
6 (e) 4., and (f) 2. and 3. and (6m) (a) of the statutes first applies to probable cause
7 determinations under section 106.50 (6) (c) 2. of the statutes, as affected by this act,
8 made on the effective date of this subsection.

9 **SECTION 9354. Initial applicability; workforce development.**

10 (2) DURATION OF LEVY. The treatment of section 49.195 (3n) (p) of the statutes
11 first applies to levies that are served on the effective date of this subsection.

12 (4c) FILING STATEMENTS OF ECONOMIC INTEREST. The treatment of section 49.143
13 (1) (ac) and (2) (g) of the statutes first applies to Wisconsin Works agency contracts
14 that have terms beginning on January 1, 2006.

15 (4f) OVERSIGHT OF WISCONSIN WORKS AGENCY CONTRACTS AND FINANCIAL RECORDS.

16 (a) *Financial penalties.* The treatment of section 49.143 (2) (intro.) of the
17 statutes first applies to Wisconsin Works agency contracts that have terms
18 beginning on January 1, 2006.

19 (b) *Participant minimum hours.* The treatment of section 49.147 (4) (as) and
20 (5) (bs) of the statutes first applies to individuals who apply for participation in
21 Wisconsin Works on the effective date of this paragraph.

22 (c) *Overpayments due to error.* The treatment of section 49.161 (4) of the
23 statutes first applies to overpayments made on the effective date of this paragraph.

24 **SECTION 9355. Initial applicability; other.**

ENGROSSED ASSEMBLY BILL 100

1 (2) REPORTS CONCERNING OCCUPANCY OF STATE FACILITIES. The treatment of
2 section 16.891 of the statutes first applies with respect to reports due for submittal
3 in the year 2006.

4 **SECTION 9400. Effective dates; general.** Except as otherwise provided in
5 SECTIONS 9401 to 9455 of this act, this act takes effect on July 1, 2005, or on the day
6 after publication, whichever is later.

7 **SECTION 9401. Effective dates; administration.**

8 (1q) INTERSTATE BODY AND COMMITTEE EXPENSES. The treatment of section 20.505
9 (1) (ka) (by SECTION 393L) of the statutes takes effect on September 1, 2005.

10 (2q) SIMULCAST RACING; INTERTRACK WAGERING. The treatment of section 562.057
11 (4m) (bm) of the statutes takes effect on January 1, 2007.

12 (2r) ALLOCATION OF DRUG ABUSE PROGRAM IMPROVEMENT SURCHARGE. The repeal
13 and recreation of section 961.41 (5) (c) 2. of the statutes takes effect on July 1, 2007.

14 **SECTION 9402. Effective dates; aging and long-term care board.**

15 **SECTION 9403. Effective dates; agriculture, trade and consumer**
16 **protection.**

17 **SECTION 9404. Effective dates; arts board.**

18 **SECTION 9405. Effective dates; building commission.**

19 **SECTION 9406. Effective dates; child abuse and neglect prevention**
20 **board.**

21 **SECTION 9407. Effective dates; circuit courts.**

22 **SECTION 9408. Effective dates; commerce.**

23 (1q) APPROPRIATION REPEAL. The repeal of section 20.143 (2) (gm) of the statutes
24 takes effect on June 30, 2007.

ENGROSSED ASSEMBLY BILL 100**SECTION 9408**

1 (1x) PETROLEUM INSPECTION FEE. The treatment of section 168.12 (1) of the
2 statutes takes effect on May 1, 2006.

3 **SECTION 9409. Effective dates; corrections.**

4 (1) JACKSON CORRECTIONAL INSTITUTION WASTEWATER TREATMENT FACILITY. The
5 treatment of sections 20.410 (1) (ke) (by SECTION 291) and 20.505 (8) (hm) 16m. (by
6 SECTION 428) of the statutes takes effect on July 1, 2007.

7 (1x) JUVENILE CORRECTIONAL SERVICES TRANSFER. The treatment of sections
8 20.410 (3) (hm) (by SECTION 295h) and 20.410 (3) (ho) (by SECTION 295k) of the
9 statutes takes effect on July 1, 2006.

10 **SECTION 9410. Effective dates; court of appeals.**

11 **SECTION 9411. Effective dates; district attorneys.**

12 **SECTION 9412. Effective dates; educational communications board.**

13 **SECTION 9413. Effective dates; elections board.**

14 **SECTION 9414. Effective dates; employee trust funds.**

15 (1k) PAYMENT OF REQUIRED EMPLOYEE CONTRIBUTIONS UNDER THE WISCONSIN
16 RETIREMENT SYSTEM. The renumbering and amendment of section 40.05 (1) (b) of the
17 statutes and the creation of section 40.05 (1) (b) 2. of the statutes take effect on
18 September 1, 2005.

19 **SECTION 9415. Effective dates; employment relations commission.**

20 **SECTION 9416. Effective dates; ethics board.**

21 **SECTION 9417. Effective dates; financial institutions.**

22 **SECTION 9418. Effective dates; Fox River Navigational System**
23 **Authority.**

24 **SECTION 9419. Effective dates; governor.**

ENGROSSED ASSEMBLY BILL 100**1 SECTION 9420. Effective dates; Health and Educational Facilities****2 Authority.****3 SECTION 9421. Effective dates; health and family services.**

4 (1) BADGER CARE COVERAGE FOR UNBORN CHILDREN. The treatment of sections
5 49.665 (1) (g), (3), (4) (ap), (at) 3., (c), and (d), and (5) (ag), (am) (intro.), (b), and (c)
6 and 49.82 (2) of the statutes, the renumbering and amendment of section 49.665 (2)
7 (a) of the statutes, the amendment of section 49.665 (7) (a) 1. of the statutes, and the
8 creation of section 49.665 (2) (a) 2. of the statutes take effect on January 1, 2006.

9 (5p) HEALTH INSURANCE RISK-SHARING PLAN; TRANSFER OF ADMINISTRATION. The
10 treatment of sections 20.145 (5), 20.435 (4) (u) and (v), 25.17 (1) (gf), 25.55 (intro.),
11 (3), and (4), 149.10 (2), (2j) (a) 3., (2m), (2t) (c), (3e), (7), (9), and (10), 149.115, 149.12
12 (1) (intro.) and (a), (1m), (3) (a) and (c), (4), and (5), 149.13 (1), (3) (a) and (b), and (4),
13 149.14 (1) (a), (2) (a), (3) (intro.) and (a) to (r), (4), (4c), (4m), (5), (5m), (6) (a) and (b),
14 (7) (b) and (c), and (8), 149.141, 149.142 (1) (a) and (b) and (2), 149.143, 149.144,
15 149.145, 149.146 (1) (a) and (b) and (2), 149.15, 149.155, 149.16 (title), (1m), (3) (a),
16 (b), (c), and (e), (4), and (5), 149.165, 149.17 (1), (2), and (4), 149.175, 149.20, 601.41
17 (1), 601.415 (12), 601.64 (1), (3) (a) and (c), and (4), 613.03 (4), 631.20 (2) (f), and
18 632.785 (title) and chapter 149 (title) of the statutes and SECTIONS 9221 (3p) and 9321
19 (4p) of this act take effect on January 1, 2006.

20 (6) TRANSFER OF MENTAL HEALTH SERVICES FOR HOMELESS INDIVIDUALS. The
21 treatment of sections 20.435 (5) (ce) and (7) (ce) and 46.972 (title) and (3) of the
22 statutes, the repeal of section 46.972 (2) (title) of the statutes, the renumbering of
23 section 46.972 (2) of the statutes, and SECTION 9121 (5) of this act take effect
24 retroactively to July 1, 2005.

ENGROSSED ASSEMBLY BILL 100**SECTION 9421**

1 (7) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes
2 effect on January 1, 2006.

3 (10e) BENEFIT SPECIALIST FUNDING. The treatment of section 46.81 (2) (by
4 SECTION 897r) of the statutes takes effect on July 1, 2007.

5 (10f) DAY CARE CENTER LICENSING. The treatment of section 48.65 (3) (a) of the
6 statutes and SECTION 9321 (8f) of this act take effect retroactively to July 1, 2005.

7 (10q) TRANSFER OF ALCOHOL AND OTHER DRUG ABUSE COUNSELOR CERTIFICATION.
8 The treatment of sections 440.03 (13) (b) 5m., 440.08 (2) (a) 9m., and 457.02 (5m) and
9 subchapter VII of chapter 440 of the statutes and SECTIONS 9121 (12s) and 9321 (8q)
10 of this act take effect on January 1, 2006.

11 (11f) UTILITY PUBLIC BENEFITS FUND FOR INCOME MAINTENANCE. The repeal of
12 section 20.435 (4) (y) of the statutes and the amendment of section 49.78 (8) (a) (by
13 SECTION 1189m) of the statutes take effect on June 30, 2007.

14 (11k) CHIPPEWA FALLS RURAL HEALTH CLINIC. The treatment of section 146.65 (1)
15 (c) of the statutes takes effect on July 1, 2006.

16 (11q) ALLOCATION OF DRUG ABUSE PROGRAM IMPROVEMENT SURCHARGE. The repeal
17 and recreation of section 961.41 (5) (c) 1. of the statutes takes effect on July 1, 2007.

18 (11w) GENERIC DRUG COPAYMENTS FOR MEDICAL ASSISTANCE AND BADGER CARE.
19 The treatment of sections 49.45 (18) (ag) 1. and 49.665 (5) (am) 1. of the statutes and
20 SECTION 9321 (9w) of this act take effect on October 1, 2005.

21 (12e) CEMETERY, FUNERAL, AND BURIAL EXPENSES INFORMATION. The treatment of
22 section 49.785 (2) and (3) of the statutes and SECTION 9321 (9e) of this act take effect
23 on January 1, 2006.

24 **SECTION 9422. Effective dates; higher educational aids board.**

25 **SECTION 9423. Effective dates; historical society.**

ENGROSSED ASSEMBLY BILL 100**SECTION 9424****1 SECTION 9424. Effective dates; Housing and Economic Development****2 Authority.**

3 (1q) SURPLUS TRANSFER. The treatment of section 234.165 (2) (c) (intro.) (by
4 SECTION 2118L) of the statutes and the repeal of section 234.165 (3) of the statutes
5 take effect on June 30, 2007.

6 SECTION 9425. Effective dates; insurance.**7 SECTION 9426. Effective dates; investment board.****8 SECTION 9427. Effective dates; joint committee on finance.****9 SECTION 9428. Effective dates; judicial commission.****10 SECTION 9429. Effective dates; justice.**

11 (2p) TRANSFER OF PENALTY SURCHARGE RECEIPTS TO HANDGUN PURCHASER CHECKS.
12 The treatment of section 20.455 (2) (gr) (by SECTION 358c) of the statutes takes effect
13 on July 1, 2007.

14 (3p) REPEAL OF TRANSACTION INFORMATION MANAGEMENT OF ENFORCEMENT SYSTEM
15 APPROPRIATION. The repeal of section 20.455 (2) (cm) of the statutes takes effect on
16 July 1, 2006.

17 SECTION 9430. Effective dates; legislature.**18 SECTION 9431. Effective dates; lieutenant governor.****19 SECTION 9432. Effective dates; lower Wisconsin state riverway board.****20 SECTION 9433. Effective dates; Medical College of Wisconsin.****21 SECTION 9434. Effective dates; military affairs.****22 SECTION 9435. Effective dates; natural resources.**

23 (1q) PHEASANT HUNTING. The treatment of section 20.370 (1) (hr) and (hw) of the
24 statutes, the renumbering and amendment of section 29.191 (2) (c) of the statutes,
25 and the creation of section 29.191 (2) (c) 2. of the statutes take effect on March 1, 2006.

ENGROSSED ASSEMBLY BILL 100**SECTION 9435**

1 (2) TURKEY HUNTING APPROVALS. The treatment of sections 29.164 (title), (2) (c)
2 2., (3) (e), (4) (title) and (b), 29.559 (1) (c), 29.563 (2) (f) and (g) and (14) (c) 6. of the
3 statutes, the renumbering and amendment of section 29.164 (3) (a) of the statutes,
4 and the creation of section 29.164 (3) (a) 2. of the statutes take effect on March 1,
5 2006.

6 (2f) SOLID WASTE FACILITY SITING BOARD FEE. The treatment of section 289.64 (3)
7 of the statutes and SECTION 9335 (2f) of this act take effect on January 1, 2006.

8 (4) STURGEON HOOK AND LINE TAGS. The treatment of sections 20.370 (4) (ku),
9 (kv), and (ky), 29.191 (title), (4), and (5), 29.219 (3) (b), 29.228 (7) (b), 29.2285 (title)
10 and (3), 29.229 (2) (k) and (5), 29.2295 (2) (m), 29.235 (2) and (2m), 29.401 (2m),
11 29.559 (1) (c), 29.563 (3) (cm) and (14) (c) 6., and 70.111 (3m) of the statutes takes
12 effect on March 1, 2006.

13 (4q) TWO-DAY INLAND LAKE TROUT FISHING LICENSE. The treatment of sections
14 29.219 (3m), 29.2285 (1) (b) and (c), and 29.563 (3) (a) 5m. of the statutes takes effect
15 on March 1, 2006.

16 (5) AIR MANAGEMENT FEES. The treatment of sections 20.370 (2) (bg), (bh), and
17 (ci), (3) (bg), (8) (mg), and (9) (mh), 285.01 (17m), and 285.69 (1d), (1g), (2) (c) (intro.),
18 (f), (g), (h), and (i) of the statutes, the renumbering and amendment of section 285.69
19 (1) (a) of the statutes, and the creation of section 285.69 (1) (a) 1. to 3. of the statutes
20 take effect on January 1, 2006.

21 (5q) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes
22 and SECTION 9335 (3q) of this act take effect on January 1, 2007.

23 (7d) NONRESIDENT FISH SHANTY PERMITS. The treatment of sections 29.404 (1)
24 and (1b), 29.559 (3), and 29.563 (11) (a) 3. and 4. of the statutes takes effect on the
25 first day of the 4th month beginning after the effective date of this subsection.

ENGROSSED ASSEMBLY BILL 100

1 (7f) VEHICLE ADMISSION FEES. The treatment of section 27.01 (7) (f) 1. and 2., (g)
2 1., and (gm) 1. and 3. of the statutes takes effect on January 1, 2006.

3 (7k) TIMBER SALE REVENUES. The amendment of section 20.370 (5) (az) of the
4 statutes takes effect on June 30, 2007.

5 (8k) MANAGED FOREST LAND PETITIONS. The treatment of section 77.82 (3) (c)
6 (intro.) and (7) (c) 3. of the statutes and the repeal and recreation of section 77.82 (2m)
7 (c) of the statutes take effect on November 1, 2005.

8 (9m) ALL-TERRAIN VEHICLE PROJECT AIDS. The treatment of section 20.370 (5) (ct)
9 (by SECTION 247g) of the statutes takes effect on July 1, 2007.

10 **SECTION 9436. Effective dates; public defender board.**

11 **SECTION 9437. Effective dates; public instruction.**

12 (1) APPROPRIATION REPEAL. The treatment of section 20.255 (1) (js) of the
13 statutes takes effect on July 1, 2006.

14 (2) HIGH-COST SPECIAL EDUCATION. The creation of sections 20.255 (2) (bd) and
15 115.881 of the statutes takes effect on July 1, 2006.

16 (3v) EXPENDITURE OF FEDERAL ADMINISTRATIVE FUNDS. The creation of section
17 115.28 (48m) of the statutes takes effect on July 1, 2006.

18 (4m) MILWAUKEE PARENTAL CHOICE PROGRAM; TEACHER REQUIREMENTS. The
19 treatment of section 119.23 (1) (d) and (2) (a) 6. of the statutes takes effect on July
20 1, 2006.

21 **SECTION 9438. Effective dates; public lands, board of commissioners of.**

22 **SECTION 9439. Effective dates; public service commission.**

23 **SECTION 9440. Effective dates; regulation and licensing.**

24 (1c) CHIROPRACTIC CERTIFICATION. The treatment of section 446.02 (2) (c) and
25 (6m) of the statutes takes effect on January 1, 2006.

ENGROSSED ASSEMBLY BILL 100**SECTION 9440**

1 (1q) ATHLETE AGENTS; INITIAL AND RENEWAL FEES. The treatment of sections
2 440.05 (intro.), 440.08 (2) (a) 14d., 440.992, and 440.9935 of the statutes takes effect
3 on September 1, 2005 or on the first day of the 2nd month beginning after
4 publication, whichever is later.

SECTION 9441. Effective dates; revenue.

5 (1) NONRESIDENT RETAILER AND OCCASIONAL SALES. The treatment of sections
6 77.51 (13) (a) and 77.54 (7m) of the statutes takes effect on January 1, 2006.

7 (1k) BAD DEBT DEDUCTIONS AND PREFERRED CLAIMS. The treatment of sections
8 139.362, 139.363, 139.801, and 139.802 of the statutes takes effect on the first day
9 of the 2nd month beginning after publication.

10 (2m) PREMIER RESORT AREA TAX. The treatment of section 77.994 (1) (a), (ad),
11 (em), (fa), (fb), (fc), (fd), (fe), (ff), (fg), (ka), (kb), (kc), (kd), (ma), (mb), (mc), (md), (me),
12 (mf), (pa), (pb), (qa), and (ta) of the statutes takes effect on the first day of the 2nd
13 month beginning after publication.

14 (3) INTERNET LISTING OF DELINQUENT TAXPAYERS. The treatment of sections 71.78
15 (2) and (4) (r), 73.03 (62), 76.30 (2) (i), 77.61 (5) (b) 12., and 139.91 (1) and (4) of the
16 statutes takes effect on the first day of the 6th month beginning after publication.

17 (4) OIL PIPELINE TERMINAL TAX DISTRIBUTIONS. The treatment of sections 20.855
18 (4) (bm) and (q), 76.16, and 76.24 (a), (am), and (bm) of the statutes takes effect on
19 January 1, 2006.

20 (5) STATE RENTAL VEHICLE FEE. The treatment of section 77.995 (2) of the statutes
21 takes effect on October 1, 2005.

22 (6n) GAME BIRDS AND CLAY PIGEONS. The renumbering and amendment of section
23 77.54 (47) of the statutes and the creation of section 77.54 (47) (b) of the statutes take
24 effect retroactively to January 1, 2003.
25

ENGROSSED ASSEMBLY BILL 100**SECTION 9441**

1 (7v) TRANSACTIONS BETWEEN AFFILIATED BUSINESSES. The treatment of section
2 77.54 (49) of the statutes takes effect on the first day of the 2nd month beginning after
3 publication.

4 (7w) TEMPORARY HELP COMPANY. The treatment of section 77.54 (50) of the
5 statutes takes effect on July 1, 2007.

6 **SECTION 9442. Effective dates; secretary of state.**

7 **SECTION 9443. Effective dates; state employment relations, office of.**

8 **SECTION 9444. Effective dates; state fair park board.**

9 **SECTION 9445. Effective dates; supreme court.**

10 **SECTION 9446. Effective dates; technical college system.**

11 (1m) EDUCATIONAL APPROVAL BOARD TRANSFER AND LAPSE. The amendment of
12 section 20.292 (2) (gm) of the statutes takes effect on July 1, 2006.

13 **SECTION 9447. Effective dates; tourism.**

14 **SECTION 9448. Effective dates; transportation.**

15 (2) TITLE FEE INCREASES. The treatment of sections 342.14 (1), (3), and (5) of the
16 statutes takes effect on October 1, 2005.

17 (3) ELECTRONIC PROCESSING OF TITLE AND REGISTRATION APPLICATIONS. The
18 treatment of sections 341.09 (2m) (a) 1., 2., 3. and (d), 341.09 (9), and 342.16 (1) (a)
19 of the statutes and the creation of sections 218.0116 (1) (gr), 218.0146 (4), and 342.16
20 (1) (am) of the statutes take effect on June 30, 2007.

21 (4m) TRANSFER TO MEDICAL ASSISTANCE TRUST FUND. The repeal of sections
22 20.855 (4) (v), 25.40 (2) (b) 27., and 25.77 (7) of the statutes takes effect on June 30,
23 2006.

24 (5m) GOLD STAR LICENSE PLATES. The treatment of section 341.14 (6r) (fm) 7. (by
25 SECTION 2247r) of the statutes, the renumbering and amendment of section 341.14

ENGROSSED ASSEMBLY BILL 100**SECTION 9448**

1 (6r) (a) and (d) of the statutes, and the creation of sections 341.135 (2m) and 341.14
2 (6r) (a) 2., (d) 2., and (f) 19m. take effect on the first day of the 4th month beginning
3 after publication.

4 **SECTION 9449. Effective dates; treasurer.**

5 **SECTION 9450. Effective dates; University of Wisconsin Hospitals and**
6 **Clinics Authority.**

7 **SECTION 9451. Effective dates; University of Wisconsin Hospitals and**
8 **Clinics Board.**

9 **SECTION 9452. Effective dates; University of Wisconsin System.**

10 **SECTION 9453. Effective dates; veterans affairs.**

11 **SECTION 9454. Effective dates; workforce development.**

12 (3k) OPEN HOUSING ENFORCEMENT. The treatment of section 106.50 (6) (c) 2., (d),
13 (e) 4., and (f) 2. and 3. and (6m) (a) of the statutes and SECTION 9354 (3k) of this act
14 take effect on January 1, 2006.

15 **SECTION 9455. Effective dates; other.**

16 (2) EXPIRATION OF WISCONSIN LAND COUNCIL. The treatment of section 16.966 of
17 the statutes takes effect on September 1, 2005.

18 (3w) SALE OR CONTRACTUAL OPERATION OF STATE-OWNED HEATING, COOLING, AND
19 POWER PLANTS AND WASTEWATER TREATMENT FACILITIES. The treatment of sections 13.48
20 (2) (k) 1. and 2., 16.84 (1), 16.85 (4), 16.895, 16.90, 16.91, 16.93 (2) and (3), 20.255 (1)
21 (b), 20.245 (1) (c), 20.255 (1) (c), 20.285 (1) (c), 20.410 (1) (f) and (gm), 20.465 (1) (f),
22 20.485 (4) (r), 20.505 (5) (ka), and 45.50 (6) (a) of the statutes takes effect on April
23 1, 2007.

24

(END)